JOURNAL

OF THE

HOUSE OF REPRESENTATIVES

OF THE TENTH GENERAL ASSEMBLY

OF THE

STATE OF ILLINOIS,

AT THEIR FIRST SESSION, BEGUN AND HELD IN THE TOWN OF VANDALIA,

DECEMBER 5, 1836.

ARCHIVAL COPY
DO NOT CIRCULATE

VANDALIA, ILL.

PRINTED BY WILLIAM WALTERS.

1836.

ILLINOIS STATE LIBRARY
3 1129 00783 199 3



JOURNAL

OF THE

HOUSE OF REPRESENTATIVES.

At a General Assembly of the State of Illinois, begun and held in pursuance of the Constitution, at Vandalia, on Monday the fifth day of December, in the year of our Lord one thousand eight hundred and thirty-six, the following members appeared, were qualified and took their seats; viz:

From the county of Alexander—WILSON ABLE.

From the county of Union—JOHN DOUGHERTY.

From the county of Pope—JONATHAN DARMAN.

From the county of Johnson—BENJAMIN S. ENLOE.

From the county of Gallatin—JOHN A. MCCLERNAND, DANIEL WOOD and RESOLVE GRAHAM.

From the county of Hamilton—MILTON CARPENTER.

From the county of Franklin—ACHILLES D. DOLLINS and DEMPSEY ODAM.

From the county of Jackson—JOHN LOGAN.

From the county of Washington—JOHN CRAIN.

From the county of White—EDWIN B. WEBB and JOHN MCCOWN.

From the county of Edwards—THOMAS HUNT.

From the county of Wayne—DANIEL TURNEY.

From the county of Wabash—EDWARD SMITH.

From the county of Lawrence—JESSE K. DUBOIS and EDWARD J. O'NEILLE.

From the counties of Crawford and Jasper—WILSON LAGOW.

From the county of Edgar—AUGSTUS C. FRENCH and GIDEON MINOR.

From the county of Coles—USHER F. LINDER and ALEXANDER P. DUNBAR.

From the county of Clark—WILLIAM B. MARRS.

From the county of Vermilion—GEORGE BARNETT, GEORGE SCARBOROUGH, and JOHN H. MURPHY.

From the county of Champaign—JAMES H. LYONS.

From the county of Madison—JAMES SEMPLE, ROBERT SMITH, and JOHN HOGAN.

From the county of St. Clair—JOSEPH GREEN, JOHN STUNTZ, and WILLIAM MOORE.

From the county of Monroe—DAVID NOWLIN.

From the county of Randolph—JAMES SHIELD and SAMUEL G. THOMPSON.

From the county of Clinton—JOSEPH HUEY.

From the county of Marion—WILLIAM DAVIDSON.

From the county of Bond—RICHARD BENTLEY.

From the county of Montgomery—EASTON WHITTEN.

From the counties of Fayette and Effingham—JOHN DEMENT and WILLIAM J. HANKINS.

From the county of Shelby.—JOHN S. TURLEY.

From the county of Greene—FRANKLIN WITT, CYRUS A. DAVIS, and REVILL W. ENGLISH.

From the counties of Calhoun and Greene—WILLIAM LANE.

From the county of Macoupin—JOHN HARRIS.

From the county of Morgan—NEWTON CLOUD, STEPHEN A. DOUGLASS, JOSEPH MORTON, JOHN J. HARDIN, RICHARD S. WALKER, and WILLIAM W. HAPPY.

From the county of Sangamon—JOHN DAWSON, ABRAHAM LINCOLN, NINIAN W. EDWARDS, WILLIAM F. ELKIN, ANDREW MCCORMICK, DANIEL STONE, and ROBERT L. WILSON.

From the county of Tazewell—RICHAD N. CULLOM and ROBERT STUART.

From the county of McLean—JOHN MOORE and GEORGE HENSHAW.

From the county of Macon—WILLIAM G. REDDICK.

From the county of Adams—JAMES H. RALSTON and GEORGE GALBREATH.

From the county of Pike—ALPHEUS WHEELER and PARVIN PAULLEN.

From the county of Schuyler—WILLIAM A. RICHARDSON and WILLIAM A. MINSHALL.

From the county of Fulton—JAMES RAWALT and ASEL F. BALL.

From the county of McDonough—WULLIAM EDMONSTON.

From the county of Hancock—MARK ALDRICH.

From the counties of Warren, Knox, and Henry—WILLIAM McMURTRY.

From the county of Cook—ALBERT G. LEARY, JAMES WALKER, and JOHN NAPER.

From the county of La Salle—HENRY MADDEN.

From the county of Iroquois—ISAAC COURTRIGHT.

From the county of Putnam—THOMAS ATWATER.

From the county of Peoria—FRANCIS VORIS.

From the counties of Jo Daviess, Mercer, and Rock Island—JAMES CRAIG and ELIJAH CHARLES.

Mr. Dawson, a representative from the county of Sangamon, called the House to order: and

On motion of Mr. Dubois,

William Moore was appointed Speaker, *pro tempore*.

On motion of Mr. Dawson,

Walter B. Scates was appointed Clerk, *pro tempore:* and

On motion of Mr. Dougherty,

Bazil B. Craig was appointed Door-Keeper, *pro tempore:* when,

On motion of Mr. Dawson,

The House adjourned until 2 o'clock, P. M.

2 o'clock, P. M.

House met pursuant to adjournment.

Thomas C. Kirkman was appointed Assistant Clerk, *pro tempore*.

On motion of Mr. Webb,

Resolved, That the rules established for the government of the House of Representatives of the last session, be adopted for the government of this House, until altered or amended.

On motion of Mr. Dawson,

The House then proceeded to the election of Speaker: and upon the vote being taken, JAMES SEMPLE had thirty-nine votes, JOHN DEMENT had twenty-three votes, and NEWTON CLOUD had twenty-two votes.

Those voting for Mr. Semple are,

Messrs. Able, Atwater, Barnett, Carpenter, Courtright, Crain, Davis, Dougherty, Edmonston, English, French, Green of St. Clair, Harris, Henshaw, Huey, Lane, Madden, Marrs, McMurtry, Minor, Moore of McLean, Naper, Nowlin, Paullen, Ralston, Rawalt, Reddick, Scarborough, Shield, Smith of Madison, Smith of Wabash, Stuntz, Turley, Turney, Walker of Cook, Wheeler, Whitten, Witt, and Mr. Speaker, *pro tempore*—39.

Those voting for Mr. Dement are,

Messrs. Craig, Davidson, Diarman, Dollins, Dunbar, Enloe, Galbreath, Graham, Hankins, Hogan, Hunt, Leary, Linder, Logan, Lyons, McClernand, McCown, Murphy of Vermilion, Odam, O'Neille, Voris, Webb, and Wood—23.

Those votrng for Mr. Cloud are,

Messrs. Aldrich, Ball, Charles, Cullom, Dawson, Douglass, Dubois, Edwards, Elkin, Happy, Hardin, Lagow, Lincoln, McCormick, Minshall, Morton, Richardson, Stone, Stuart, Thompson, Walker of Morgan, and Wilson—22.

No one having received a majority of all the votes given, the House proceeded to take another vote, when Mr. Semple received forty-one votes, Mr. Dement received twenty-two votes, and Mr. Cloud received twenty-two votes.

Those voting for Mr. Semple, are,

Messrs. Able, Atwater, Ball, Barnett, Bentley, Carpenter, Courtright, Crain, Davis, Dougherty, Edmonston, English, French, Green of St. Clair, Harris, Henshaw, Huey, Lane, Madden, Marrs, McMurtry, Minor, Moore of McLean, Naper, Nowlin, Paullen, Ralston, Rawalt, Reddick, Scarborough, Shield, Smith of Madison, Smith of Wabash, Stuntz, Turley, Turney, Walker of Cook, Wheeler, Whitten, Witt, and Mr. Speaker, *pro tempore*—41.

Those voting for Mr. Dement are,

Messrs. Davidson, Diarman, Dollins, Dunbar, Enloe, Galbreath, Graham, Hankins, Hogan, Hunt, Leary, Linder, Logan, Lyons, McClernand, McCown, Murphy of Vermilion, Odam, O'Neille, Voris, Webb and Wood—22.

Those voting for Mr. Cloud are,

Messrs. Aldrich, Charles, Craig, Cullom, Dawson, Douglass Dubois, Edwards, Elkin, Happy, Hardin, Lagow, Lincoln, M'Cormick, Minshall, Morton, Richardson, Stone, Stuntz, Thompson, Walker of Morgan, and Wilson—22.

No one having received a majority of all the votes given, the House then proceeded to take another vote; when Mr.

Semple received forty-two votes, Mr. Dement received twenty votes, and Mr. Cloud received twenty-three votes.

Those voting for Mr. Semple are,

Messrs. Able, Atwater, Ball, Barnett, Bentley, Carpenter, Courtright, Crain, Davis, Dougherty, Edmonston, English, French, Green of St. Clair, Harris, Henshaw, Huey, Lagow, Lane, Madden, Marrs, McMurtry, Minor, Moore of McLean, Naper, Nowlin, Paullen, Ralston, Rawalt, Reddick, Scarborough, Shield, Smith of Madison, Smith of Wabash, Stuntz, Turley, Turney, Walker of Cook, Wheeler, Whitten, Witt, and Mr. Speaker *pro tempore*—42.

Those voting for Mr. Dement are,

Messrs. Davidson, Diarman, Dollins, Dunbar, Enloe, Galbreath, Graham, Hankins, Hogan, Leary, Linder, Logan, Lyons, McClernand, McCown, Odam, O'Neille, Voris, Webb, and Wood—20.

Those voting for Mr. Cloud are,

Messrs. Aldrich, Charles, Craig, Cullom, Dawson, Douglass, Dubois, Edwards, Elkin, Happy, Hardin, Hunt, Lincoln, McCormick, Minshall, Morton, Murphy of Vermilion, Richardson, Stone, Stuart, Thompson, Walker of Morgan, and Wilson.

No one having received a majority of all the votes given, the House proceeded to take another vote; when Mr. Semple received forty-five votes, Mr. Cloud received twenty-one votes, and Mr. Dement received nineteen votes.

Those voting for Mr. Semple, are,

Messrs. Able, Atwater, Ball, Barnett, Bentley, Carpenter, Courtright, Crain, Davis, Dougherty, Edmonston, English, French, Galbreath, Green of St. Clair, Harris, Henshaw, Huey, Lane, Leary, Lyons, Madden, Marrs, McClernand, McMurtry, Minor, Moore of McLean, Naper, Nowlin, Paullen, Ralston, Rawalt, Reddick, Scarborough, Shield, Smith of Madison, Smith of Wabash, Stuntz, Turley, Turney, Walker of Cook, Wheeler, Whitten, Witt, and Mr. Speaker, *pro tempore*—45.

Those voting for Mr. Cloud, are,

Messrs. Aldrich, Charles, Craig, Cullom, Douglass, Dubois, Edwards, Elkin, Happy, Hardin, Lagow, Lincoln, Linder, McCormick, Minshall, Morton- Murphy of Vermilion, Stuart, Thompson, Walker of Morgan, and Wilson—21.

Those voting for Mr. Dement, are,

Messrs. Davidson, Dawson, Diarman, Dollins, Dunbar, Enloe, Graham, Hankins, Hogan, Hunt, Logan, McCown, Odam, O'Neille, Richardson, Stone, Voris, Webb, and Wood—19.

Mr. Semple having received a majority of all the votes given, was declared duly elected Speaker of the House of Representatives, and was conducted to the Chair by Messrs. Webb and McCown.

Harvey T. Pace, a Representative elect from the county of Jefferson, appeared, was qualified, and took his seat.

On motion of Mr. Lincoln,

The House then proceeded to the election of Principal Clerk of the House of Representatives, when David Prickett received all the votes given, and was declared duly elected.

On motion of Mr. Moore,

The House proceeded to the election of Engrossing and Enrolling Clerks; and upon the vote being taken, Nelson W. Nunnally had forty-two votes, Ebenezer Z. Ryan had thirty-one votes, and George W. Forsythe had fifteen votes.

Those voting for Mr. Nunnally, are,

Messrs. Atwater, Barnett, Bentley, Carpenter, Cloud, Davis, Dougherty, Douglass, Dunbar, Edmonston, English, Enloe, French, Galbreath, Hankins, Happy, Harris, Lane, Linder, Lyons, Madden, Marrs, McClernand, McCown, McMurtry, Minor, Moore of McLean, Morton, Nowlin, Odam, Paullen, Ralston, Reddick, Richardson, Shield, Smith of Madison, Walker of Cook, Walker of Morgan, Wheeler, Witt, and Mr. Speaker—42.

Those voting for Mr. Ryan, are,

Messrs. Able, Craig, Crain, Davidson, Dawson, Dubois, Edwards, Elkin, Hardin, Henshaw, Hogan, Huey, Hunt, Lincoln, Logan, McCown, Minshall, Moore of St. Clair, Naper, O'Neille, Pace, Rawalt, Smith of Wabash, Stuntz, Thompson, Turley, Turney, Voris, Webb, Wilson & Wood—31.

Those voting for Mr. Forsyth, are,

Messrs. Aldrich, Ball, Charles, Courtright, Cullom, Dement, Diarman, Dollins, Graham, Green of St. Clair, Leary, Murphy of Vermilion, Scarborough, Stone and Stuart—15.

No one having received a majority of all the votes given, the House proceeded to take another vote; when Mr. Nunnally received forty-nine votes, Mr. Ryan received thirty-eight votes, and Mr. Forsythe received two votes.

Those voting for Mr. Nunnally, are,

Messrs. Atwater, Barnett, Bentley, Carpenter, Cloud, Courtright, Craig, Davis, Dement, Diarman, Dollins, Dougherty, Douglass, Edmonston, English, Enloe, French, Galbreath, Graham, Hankins, Happy, Harris, Lane, Linder, Lyons, Mad den, Marrs, McClernand, McCormick, McMurtry, Minor,

Moore of McLean, Morton, Murphy of Vermilion, Nowlin, Odam, Panllen, Rallston, Reddick, Richardson, Scarborough, Shield, Smith of Madison, Walker of Cook, Walker of Morgan, Wheeler, Whitten, Witt and Speaker—49.

Those voting for Mr. Ryan, are,

Messrs. Able, Aldrich, Charles, Crain, Cullom, Davidson, Dawson, Dubois, Dunbar, Edwards, Elkin, Green of St. Clair, Hardin, Henshaw, Hogan, Huey, Hunt, Lagow, Lincoln, Logan, McCown, Minshall, Moore of St. Clair, Naper, O'Neille, Pace, Rawalt, Smith of Wabash, Stone, Stuart, Stuntz, Thompson, Turley, Turney, Voris, Webb, Wilson and Wood,—38.

Messrs. Ball and Leary voted for Mr. Forsythe.

Mr. Nunnally having received a majority of all the votes given, was declared duly elected by the Speaker.

Mr. Webb moved that the House adjourn, which was not agreed to.

On motion of Mr. Cloud,

The House then proceeded to the election of Door-keeper, and upon the vote being taken, Jefferson Weatherford had twelve votes, Jas. Carter had twelve votes, Padfield had twelve votes, Turner had ten votes, Willam C. Murphy had seven votes, Keithly had six votes, Creasy had five votes, Parmer had five votes, James Hankins had four votes, Bazil B. Craig had four votes, Stephen Stilly had four votes, Burrell McConnell had three votes, Joshua T. Barrett had three votes, and Sellers had one vote.

No one having received a majority of all the votes given, the House proceeded to take another vote; when Weatherford had sixteen votes, Turner had fourteen votes, William Padfield had ten votes, Carter had ten votes, Keithly had seven votes, Burrell McConnell had five votes, Creasy had five votes, Parmer had five votes, William C. Murphy had five votes, Bazil B. Craig had three votes, Joshua T. Barrett had three votes, James Hankins had two votes, and Stephen Stilly had two votes.

No one having received a majority of all the votes given; The House proceeded to take another vote; when Jefferson Weatherford received twenty-four votes, Turner received six teen votes, Carter received twelve votes, William Padfield received seven votes, Wm. C. Murphy received seven votes,

Parmer received five votes, Burrell McConnell received four votes, Keithly received four votes; Bazil B. Craig received three votes, James Hankins received one vote, Stephen Stilly received one vote, and Joshua T. Barrett received one vote, when

On motion of Mr. Nowlin,

The House adjourned.

TUESDAY, DECEMBER, 6, 1836.

House met pursuant to adjournment.

Peter Green the representative from the county of Clay, appeared, was qualified, and took his seat.

The House then again proceeded to the election of Doorkeeper, and upon the vote being taken, Jefferson Weatherford received twenty four votes, John Turner fifteen votes, James Carter fourteen votes, Burrell McConnell ten votes, Bazil B. Craig nine votes, James Parmer nine votes, and William Padfield six votes.

No person having received a majority af all the votes given, another vote was taken, when Jefferson Weatherford received thirty votes, John Turner sixteen votes, James Carter eighteen votes, Bazil B. Craig ten votes, James Parmer nine votes, and Burrell McConnell six votes.

No person having yet received a majority of all the votes given, another vote was taken, when, Jefferson Weatherford received forty-five votes, John Turner twenty-three votes, James Carter ten votes, Bazil B. Craig seven votes, and Burrell McConnell four votes,—

Mr. Weatherford having received a majority of all the votes given, was declared to be duly elected, and entered upon the discharge of his duties.

On motion of Mr. Moore of St. Clair,

Resolved, That the Clerk inform the Senate that the House of Representatives have met, formed a quorum, elected James

Semple their Speaker, David Prickett their Clerk, Nelson W. Nunnally their Engrossing and Enrolling Clerk, Jefferson Weatherford their Door-keeper, and that they are now ready to proceed to Legislative business.

And then the House adjourned until 2 o'clock, P. M.

2 *o'clock, P. M*

House met pursuant to adjournment.

On motion of Mr. English,

Resolved, That the Clerk of this House be authorized to call to his aid any suitable person he may think proper as assistant Clerk.

On motion of Mr. Cloud,

Resolved, That a select committee of five be appointed to draft and report rules for the government and regulation of this House.

Ordered, That Messrs Cloud, Dougherty, Webb, Ralston, and Moore of St. Clair be the committee in pursuance of the foregoing resolution.

And then the House adjourned.

WEDNESDAY, DECEMBER 7, 1836.

House met pursuant to adjournment.

Mr. Cloud from the select committee appointed to draft and report rules for the government and regulation of this House, reported the rules of the House of last session, amended as follows, to-wit: In the 45th rule after the word "Peni-

tentiary," insert "Roads and Canals," Agriculture," and "Commerce and Manufactures,"—also strike out "seven" in the same section, and insert "nine;" which report was read and concurred in.

Richard G. Murphy, a representative from the county of Perry, appeared, was qualified, and took his seat.

On motion of Mr. Minshall,

Ordrred, That one hundred and fifty copies of the rules of the House adopted at the present session, be printed for the use of the House.

On the further motion of Mr. Minshall,

The vote just taken on ordering 150 copies of the rules of the House of Representatives to be printed, was re-considered; when,

On motion of Hardin,

The motion was laid upon the table.

Mr. Enloe gave notice that he should, on Friday next, or some day thereafter, ask leave to introduce a bill for an act to regulate Taverns, &c.

And then the House adjourned.

THURSDAY, DECEMBER 8, 1836.

House met pursuant to adjournment,

And on motion, adjourned.

FRIDAY, *December 9th*, 1836.

House met pursuant to adjournment.

Mr. Dunbar proposed for adoption the following resolution; viz:

Resolved, That the Door Keeper be allowed to call to his assistance any suitable person as Assistant Door-Keeper.

On motion of Mr. Dubois,

Said resolution was laid on the table—when,

On motion of Mr. Cloud,

The House adjourned until 2 o'clock, P. M.

2 o'clock, P. M.

House met pursuant to adjournment.

Message from the Senate by Mr. Thomas, their Secretary.

"Mr. SPEAKER:—

"I am directed to inform the House of Representatives, that the Senate has been organized by the election of William H. Davidson, their Speaker, (the Lieutenant Governor of the State having resigned his office,) Jesse B. Thomas, jr., their Secretary, Willliam G. Flood, their Enrolling and Engrossing Clerk, and David Campbell, their Serjeant at Arms, and that they are now ready to proceed to legislative business.

"I am, also, directed to inform the House of Representatives that the Senate have adopted the following resolution, and ask the concurrence of the H. of R. therein; viz: '*Resolved by the Senate and House of Representatives*, That a joint committee, consisting of one from the Senate and two from the H. of R. be appointed to inform the Governor that the General Assembly is now organized, and ready to receive any communication which he may desire to make;' and have appointed Mr. Thomas, the committee on their part:" and he withdrew.

The resolution from the Senate, in relation to the appointment of a committee to wait on the Governor, &c. was read, and concurred in.

Ordered, That Messrs. Able and Leary be the committee

on the part of this House, and that the Clerk inform the Senate thereof.

On Motion Mr. Cloud,

Resolved, by the House of Representatives, the Senate concurring herein, That a joint select committee of three on the part of this House, and two on the part of the Senate, be appointed to draft and report joint rules for the Government of the two Houses.

Ordered, That Messrs. Cloud, Webb, and Dougherty be the committee on the part of this House; that the Clerk inform the Senate thereof, and ask their concurrence therein.

On motion of Mr. Edwards,

Resolved, That the person appointed to copy the Journal be permitted to take a seat within the bar of this House.

On motion of Mr. Walker, of Morgan,

Resolved, by the House of Representatives, That the editors of the Illinois State Register and Vandalia Free Press, or such person as they may employ, be admitted within the bar of this House for the purpose of reporting its proceedings.

Mr. Ralston gave notice that he should, on Monday next, or some day thereafter, ask leave to introduce a bill to incorporate the Quincy Academy.

Message from the Senate by Mr. Thomas, their Secretary.

"Mr. SPEAKER:—

"The Senate have adopted the following resolution, and ask the concurrence of the House therein; to wit:

Resolved, by the Senate, (the House of Representatives concurring herein,) That the joint rules heretofore adopted by the General Assembly be and the same are hereby adopted for the Government of the two Houses during the present session:"

And he withdrew.

The resolution from the Senate last received, was read, and,

On motion of Mr. Webb,

Laid on the table.

Mr. Cloud gave notice that he should, on Monday next, or some day thereafter, ask leave to introduce a bill for an act to repeal an act entitled "An Act to Improve the Breed of Cattle."

Mr. Able from the joint select committee, appointed to wait on the Governor and inform him of the organization of the present General Assembly, &c. reported that they had performed the duty assigned them, and had received for answer,

that his Excellency would, on this day at half past 2 o'clock, P. M. deliver to each branch of the General Assembly a written Message.

Message from the Governor by A. P. Field, Esq., Secretary of State.

"Mr. Speaker:—

"I am directed by the Governor to lay before the House a written Message:"

And he withdrew.

The Message just received from the Governor was read, and is as follows; viz:

Fellow Citizens of the Senate and House of Representatives:

Permit me gentlemen, to congratulate you upon the happy circumstances under which, by the blessings of Divine Providence, we have again assembled. Maintaining her peaceful policy, our beloved country is enjoying the full tide of prosperity, and throughout all her borders, the enterprising and industrious citizen is reaping the rich reward of his labors.

But gentlemen, it is upon our own State that her Representatives may look with becoming exultation. During the past year, a vigorous and enterprising population pouring in from all quarters upon her rich and beautiful prairies, has greatly increased her resources, and given further evidence of the high destiny that awaits her.

And whilst the abundance of the crops and the high price of labor are filling the coffers of the farmer and mechanic, we have reason to be thankful for the uninterrupted good health enjoyed by every portion of the country.

To be the favored citizens of such a country, and to be so signally blessed, commands our deepest gratitude to the Almighty Ruler and Governor of the Universe, under the dispensations of whose divine providence we are permitted to enjoy the rich and inestimable blessings of civil and religious liberty.

In conformity with the act of the 9th of January 1836, making it my duty to negotiate a loan for commencing the Illinois and Michigan canal, I proceeded to New York and on my arrival found money very scarce and stocks low. After waiting several weeks in expectation of some relief from the pressure then existing, I negotiated a loan of $100,000, at 5 per cent advance. I considered this premium too low, and declined taking a larger sum at that rate. Experience however, has shown that it was higher than could have been obtained

at any period since the loan was negotiated, or perhaps greater than may be obtained for some time to come. In anticipation of the remaining stock authorised by the act, I had the necessary State Bonds prepared and printed in an approved form for the whole amount, so that it will be easy at any time to arrange for the remainder of the contemplated loan, or such portions of it as may be required from time to time in the progress of the work. The $100,000, of bonds now sold will assume a value in the stock exchange which will be a guide in negotiating future loans which the improvement or policy of the State may demand.

I am pleased to inform you that the act passed in accordance with a suggestion in my message at the opening of the last session of the legislature, authorizing the sale of the contingent stock of the State Bank for the benefit of the State, has been carried into effect, and that the Bank has assumed the payment of the loan of $100,000, obtained from Samuel Wiggins in 1830. This considerable sum is thus saved to the people, and a debt extinguished, which has done much, by reason of its unpopularity, to prejudice the minds of many of our citizens against borrowing money upon the faith of the State, and consequently delaying some of the most important objects of Internal Improvement.

By an act passed at the last session of Congress, the surplus revenue of the United States is directed to be deposited with the different States. Your early attention, I have no doubt, will be directed to the necessary steps required by the provisions of said act, preparatory to its reception.

If provision should be made appropriating this entire sum, and all that may from time to time be received hereafter from the same source, into a fund for internal improvements to be used as circumstances may require, we may anticipate the most beneficial results, and whilst the steps preparatory to its expenditure in such improvements are taken, it may be loaned temporarily to the Banks by which an interest may be secured, and the money passed into general circulation, and, in some measure, relieve that pressure usually felt in new and flourishing communities.

My views, as expressed in a former message, relative to the establishment of a general and uniform system of internal improvement in the State, have underwent no change, and I again beg leave to urge the importance upon your consideration of passing a general law providing that the State take a

certain amount of the capital stock in all canals and rail-roads, which may be authorized by law, wherever private individuals shall take the remainder of the stock necessary to the construction of such work. Under such policy I have no doubt that many works of great value to the community would be immediately commenced, and carried into effect, which, if left to individual enterprize, unaided, would remain untouched for years to come.

Should the State be true to her own interest, and take one half, or one third, of the stock in all works of internal improvements, she will hasten the completion of the most important first, and secure to herself a lasting and abundant revenue to be applied upon the principles of the plan proposed, until the whole country shall be intersected by canals and rail-roads, and our beautiful prairies enlivened by thousands of steam engines, drawing after them lengthened trains freighted with the abundant productions of our fertile soil.

The Judge of the 3d Circuit, the Hon. Jephtha Hardin resigned his office last fall, too late for the appointment to be made in time for a successor to hold the courts, consequently I made no appointment, and the vacancy remains to be filled by the Legislature.

The late Treasurer, the Hon. John Dement, resigned on the 3d instant, and the office of State Treasurer has been temporarily filled by the appointment of Charles Gregory, Esq. of Green county.

A well organized, and disciplined militia is of the utmost importance as a part of our general system of Government, and I hope this subject may receive a due share of your deliberations. While a people govern themselves, and think it a privilege, and the highest honor to fight their own battles, they cannot fail to be free, and on the contrary when they are governed and protected by other arms, they will soon become slaves. In our country, the love of liberty and spirit of patriotism is manifested in nothing more than in the spirit and condition of the militia.

The public revenue of the State is believed to be ample for all the ordinary expenses of the government, but owing to the land tax being paid into the Treasury after the adjournment of the legislature, some embarrassment has been felt at the time when the funds are required, and leaves a great surplus unemployed in the Treasury for the balance of the year. I would therefore respectfully suggest the propriety of altering

the revenue law, so as to have the funds paid into the Treasury as early as the first of January in each year.

In consequence of the dilapidated and falling condition of the old State House, the public officers, mechanics, and citizens of this place, believing that the legislature would have no place to convene or hold their session, have built the House you now occupy. This work has been done in a time, and under circumstances which evinces an industry, zeal and public spirit that does honor to the place, and commands our grateful acknowledgements, and I hope their services and expenses will be promptly remunerated.

In all ages, and under every circumstance, education has decided the relative greatness of men and nations. Placed beyond its genial influence, man becomes a savage, and a nation, a wandering band of lawless depredators. Education under all forms of government, constitutes the first principle of human happiness; and especially, is it important in a country, where the sovereignty is vested in the people. Entertaining such views in 1825, while a member of the senate, I submitted (in a preamble, to a bill, for the establishment of free schools,) a sentiment, and still considering it sound and just, I beg leave to quote the following extract.

"To enjoy our rights and liberties, we must understand "them; their security and protection, ought to be the first "object of a free people, and it is a well established fact, that "no nation has ever continued long in the enjoyment of civil "and political freedom, which was not both virtuous and en- "lightened, and believeing that the advancement of literature "always has been, and ever will be, the means of developing "more fully, the rights of man—that the mind of every "citizen in a republic, is the common property of society, "and constitutes the basis of its strength and happiness, it is "therefore, considered the peculiar duty of a free govern- "ment, like ours, to encourage and extend the improvement, "of the intellectual energies of the whole."

Since then, I have reflected much on the subject, and am more fully convinced, that such policy, is perfectly consistent with the rights and interest of every citizen, and that it is the only one calculated to sustain our democratic republican institutions; in fact, general education is the only means by which the rich and the poor, can be placed upon the same level, and by which, intelligence and virtue, can be made to assume its proper elevation over ignorance and vice.

Contracts have been made for the construction of several sections of the Illinois and Michigan Canal, by which it appears that the expense of completing that work is likely to exceed very far the highest estimate ever made by any of the engineers who surveyed it. The increased price of labor and supplies account in some measure for the great difference between the estimates and the contracts. The work is of the highest importance both to this State and the U. States, and no ordinary difficulty, or expense, should, for a moment, deter us from its vigorous prosecution. The means arising from the canal lands and lots will be very large, and it is hoped may be nearly sufficient to meet the whole cost of the work. Should it turn out otherwise, additional funds will doubtless be furnished by the general government, as the national character of the work is fully established and acknowledged by several acts of Congress, the conditions of the cession of the North Western Territory by Virginia, and the universal judgment of the country; and as the work has been commenced under the auspices of the general government, it will doubtless in this, as in all other cases, furnish means to carry it through.

The State Bank, as far as I am informed, has manifested a disposition to forward the views and interests of the State, and has undoubtedly furnished the community with the means of doing much good in carrying on the commerce and improvements of the State. Entertaining the fullest confidence in the just and prudent management of the institution, and of its being a profitable investment, I have thought it advisable, and therefore recommend that the State subscribe for the stock reserved for it in the charter.

Banks are to some extent monopolies, and, therefore, inconsistent with the true spirit of our free institutions. They have, however, grown up with our system and are so rapidly spreading their influence over the whole country, that it is extremely doubtful whether they can ever be entirely eradicated. Such is our attachment to a sound paper currency, that it is certain that Banks can only be superseded, if at all, by establishing a circulating medium of the same description, based upon capital invested in loans secured by bond and mortgage. If such a system could be introduced with proper guards, it would certainly be more republican and might be made the means of introducing an ample capital into our country.

While engaged in promoting the prosperity and improvement of our country, and providing for the moral and intellect-

ual advancement of the people, we should not fail to guard with jealous watchfulness the great charter of our liberties, the Constitution of the United States: its violation should wake up every patriotic heart to the spirit of the revolution. With the history of my country before me I ask, has this sacred instrument been properly regarded by all the functionaries of our government, and all its principles adhered to. I firmly believe it has not; and now when the country is quiet, and the angry billows of party strife, which have lately rolled so high, are sinking to their proper surface, allow me to call your attention and that of our countrymen to this subject—the settlement of which, in my opinion, decides the future destiny of our country; for if any department of our government is sustained in a violation of the Constitution, or the exercise of illegal powers, we shall have changed a government of constitutional law for one of self-will, proscription, and oppression.

The fundamental principles of our government are plain and easily understood. It is emphatically a government of the people; and for the sake of convenience alone, they appoint officers and representatives who make and administer the laws for their benefit and according to their will, each acting under a solemn oath to support the constitution and laws.

In Monarchies, the "King who can do no wrong," is the Government, the fountain of honor and disposer of all offices and favors, which he bestows on his family and friends, for the purpose of establishing his power, and extending his authority over the people. Under our liberal, free and happy form of Government the people possess all power, elect and cause all officers to be elected or appointed, and as matter of convenience alone it is made the duty of the President of the United States, who is not the Government, nor the "fountain of honor, and who may do wrong" to nominate, and by and with advice of the Senate (which is made a check upon his appointing power) to appoint all public officers. It is a principle of our declaration of rights, that all Governments should be instituted for the good of the governed, and not for public officers, or the party who happens to be called by the people, to administer its affairs. If these axioms be true, then the claim set up of late by a political party in this country, that the appointment of public officers and patronage of the Government is given to the President of the United States for the purpose of sustaining his authority and extending his power and influence, is unjust and fallacious, to sanction the power of the

President to remove men from office for an independent expression of opinion, or an honorable opposition to his measures is a species of opposition and proscription wholly incompatible with the spirit of our Government. When the public officer is appointed for his support of the party in power, he knows that his retention in office does not depend so much upon his qualifications and fidelity as on the zeal and ability he displays at elections in supporting his party. If the President may thus fortify himself, who does not see the influence he can exercise over the people, either to extend his own power, or to build up and establish that of his favorite. Should this new principle obtain, and it be acknowledged that the executive branch of the Government is to exercise such unlimited power over the destiny and liberties of the public officers, and they become at once a trained band, backed by all the influence of place, and the money of the country, to corrupt, manage and plunder the people; such principles are not more novel in our country than they are dangerous to its liberties. To show the dangerous tendency of allowing the executive government in this country to remove faithful and competent public officers for the purpose of filling their places with his friends and partizans; I beg leave to cite a single case which happened under my own observation. The first Secretary of War appointed under this administration removed the 2nd Auditor, and appointed in his place one of his brothers-in-law, he also removed the Chief Clerk in the War Department, and filled his vacancy by appointing another brother-in-law. By reference to the law and the national calender, it will be seen that it is the duty of the 2nd Auditor to audit and settle the whole contingent account of the Secretary of War, amounting to hundreds of thousands of dollars annually, and that these accounts are examined and filed away by the chief Clerk. Thus by the exercise of this removing and appointing power, we see one of the executive officers chargedwith the disburse ment of large sums of public money; filling those offices, which were intended by the law to be checks upon his official conduct with his relations.

Another plain principle of our constitution and Government, is, that the representatives of the people have power to investigate the conduct of every public officer, from the President down, and while they are held amenable to the people alone or to public sentiment to be expressed at the polls for their official conduct, they are not subject to be called in ques-

tion by any other power, yet the President of the United States has interrupted the proceedings and deliberations of one of the branches of congress by protesting against its authority to pass resolutions calling in question his official conduct. As to the principle involved, it is immaterial whether the President had or had not been guilty of the charge of violating the law and constitution which the Senate made against him. The question to be settled now, is, whether Congress or any part of it, is amenable to the President for their official conduct, and whether they are to be interrupted, or questioned by any other department of the Government. If so, can they longer be relied on as guardians of public liberty? as well might an army expect to repose in safety when protected by a guard detailed from the enemies camp.

The Constitution of the United States, for the purpose of giving all necessary energy to the armed forces of the country, places them exclusively under the President's command, but so jealous were the framers of that sacred instrument of any power, to prevent the possibility of their energies or arms being improperly directed, and to prevent an improper use of the public money in any way, it was placed exclusively under the control of Congress, which body only is authorized to declare war and to collect and dispose of the public revenue. With a view to carry out this plain and safe provision of the Constitution, Congress at various times has passed laws authorizing the appointment of a Treasurer and Secretary of the Treasury, whose duties are regulated by law, which they take an oath to support. In 1816 a law was passed by Congress placing the public money in the Bank of the United States, which required the Bank to collect and pay out the public revenue, without charge, and pay one million five hundred thousand dollars for the privilege and use of the public deposites. In this act, Congress made it the duty of the Bank to report its condition from time to time to the Secretary of the Treasury, who was required in certain events, to remove the public funds from it, and report the reasons for so doing to congress; should any other officer or department, and especially that one against whose strong arm the foregoing provisions were intended to guard, take possesion of the public treasure, or claim the custody or control thereof, must, when party prejudice shall have subsided, be regarded by every American as an exercise of power wholly incompatible with the constitution and the safety of our free institutions. Yet it is known that the present head of the

executive department of our government, has by means of an indirect power, actually put himself and those under him who were equally unauthorized by law, in full possession of the entire public revenue, and so complete is that possession, that a man by the name of Whitney, a private individual, bound by no bond or oath of office, and whose character would seem to disqualify him from holding any public trust, has had the acknowledged direction of the whole public money for several years, which amounts to near $40,000,000, the interests on which at six per cent per annum amounts to two million four hundred thousand dollars a year, and at four per cent, which is the interest the State Bank agrees to allow on moneys deposited arising from the sale of the State bonds, which is perhaps the true value of the public money to the Banks would amount to one million six hundred thousand dollars. I have made these calculations merely to show what an individual or party in power can make for themselves by the possession or control of this large amount of Public Money, while at the same time it gives them unlimited power over the Banks, and enables them to regulate the value of all stocks, by which power alone, they may, if so disposed put millions of dollars in their own pockets.

It is immaterial whether the President in assuming this power, was actuated by a desire to break down the restraints that the constitution imposed upon his authority, or by those high and patriotic principles which influenced him to set at nought the law and constitution in 1815 at New Orleans when the safety of the country called for all his energies. The question now to be settled is, whether this power does or does not belong to the Executive branch of our government; for it will be remembered, that a large party in this country claim that the power over the public money belongs to the presidential office independent of the Constitution, and all law. Should such be the ultimate decision of this question, or if this claim of power is not immediately frowned down by the people, we shall under the name of a government of laws and limited powers have established a despotism more absolute than that of any civilized government in the world.

In addition to these powers, which I consider to be illegal, there are others extensively exercised by the executive branch of the government, which though sanctioned by law, and long custom, are becoming so grievous as to call for an immediate remedy. I allude to its vast and rapidly increasing

patronage, which has placed in the gift of the President, higher and more lucrative offices, than the people themselves, with a single exception, can bestow. The state offices have sunk into insignificance in comparison with those in the gift of the general government; and such is the influence of this vast power, that the eyes of all the ambitious aspirants, from the honorable senator, to the lowest messenger, is steadily fixed upon this inexhaustible fountain of honors and rewards, which is so freely bestowed upon the faithful. The effect is now visibly seen and felt by the hundreds of men in our country, who make politics a trade for the purpose of managing the voters at elections, and procuring an office by which they may subsist without work. Indeed such are the temptations that this patronage holds out, to allure our industrious and virtuous citizens, from their honest occupations that the inordinate love of office, is rapidly becoming one of the prominent vices of our country. The long cherished principle, that offices in a republic, should never be accepted, unless freely given, and never declined, when freely offered, is only remembered as the phantom of an idle dream, and the mind is carried to the departing and returning of some ambassador to a foreign court, with his 9000 outfit, 4500 allowance for returning, and 9000 a year, placed in a splendid armed ship, crossing the ocean to make his bow to some King, and returning to his country full of honors with an ample fortune, without rendering the slightest service to his country, or remaining long enough from home to learn the first principle, or to obtain the least influence with the government of the country he has visited. The power to remove is not a constitutional power, but has been made lawfull by long custom. It was first allowed for the purpose of getting rid promptly of faithless public officers. It is now used for other purposes also, and has become one of the strongest engines of power, of all the long list now claimed and exercised, by the executive—by it, the government can, not only command their support, and active services at elections, but can influence and dictate their official conduct. In the first, the freedom of elections is assailed, and in th esecond, the life, liberty and property, of every citizen, may be put in jeopardy. It is idle to talk of the restraints of the law and constitution, which he swears to support, or of a mans conscience, who is dependent for his place, and perhaps the support of a helpless family, upon the arbitrary will and caprice of a single person, much less that of a party.

The power vested in the executive, to appoint so large a number of public printers in the states, is calculated to have an improper influence over the freedom of the press. But when we see, added to that, a long list of violent party editors appointed by the same authority, to high and lucrative offices; it is impossible to look without alarm at the danger, which threatens our liberties from that quarter.

The frequent appointment of members of Congress, and especially the most servile of them, has had the effect to turn the mind of the representative from his duty to his constituents to a servile obedience to the will of the government. So many instances of treachery of this kind had occurred, under the seducing hope of favor from the administration, that General Jackson, before he was elected President, declared that the independence of Congress was sinking before the corrupting influence exercised by the government over it, and recommended as a remedy for the evil, an amendment to the Constitution, rendering members of Congress incapable of receiving office during and for two years after the expiration of their term of service, yet since he has been President, there has been more such appointments made than had ever been by all of his predecessors from the foundation of the government; thus showing that men in authority are ever willing to trust themselves with powers, which they consider dangerous in any other hands, and which should teach us the importance of guarding every avenue, through which our liberty can be assailed.

That the extravagance of our government is rapidly increas ing, is but too manifest in the fact, that its expenditures have nearly doubled within the last few years, and regarding every thing of the kind as inconsistent with the plain republican character of our country, I consider it a subject worthy of your notice, and one that calls for an expression of public opinion and reform.

In presenting these subjects to your consideration gentlemen, I have discharged what I consider a solemn duty, and should the manner, or the substance be unpleasant to any individual I shall regret it much and can only say, that nothing is further from my wish or intention than to excite any party feelings (which I consider the bane of our government) or to wound the feelings of the most sensitive. They are grave and important subjects, and however unpleasant the task, we must meet them fearlessly and frown them down, if we would not

have them considered precedents for the conduct of future administrations.

Now that this election is over and all party strife, it is hoped, has ceased, and a new administration is just coming into office, appears to be the most auspicious moment for a calm investigation and safe decision of these subjects. They can only be decided by public sentiment expressed by the Legislatures of the several States and by the people in their primary assemblies and upon that decision in my opinion, depends the fate and future destiny of our *free republican* government.

In bringing these subjects before you, I have been influenced by no ambitious views, the principles are intended to apply without distinction. Actuated by a sincere desire to sustain and perpetuate our free institutions, I leave the subject with you gentlemen, praying that patriotism, virtue and harmony may guide your deliberations. JOSEPH DUNCAN.

Vandalia, December 9, 1836.

Mr. Dawson moved to lay the Message of the Governor on the table, and that 5,000 copies be furnished for the use of the House; which was not agreed to.

Mr. Dubois moved to lay it on the table, and that 4,500 copies be printed.

Mr. Carpenter called for a division of the question.

On the question, shall said Message be laid on the table?

It was decided in the affirmative.

Mr. French moved 3,000.

The question was taken on printing 4,500 copies, and decided in the negative.

Mr. Cloud moved 4,000: which was not agreed to.

Mr. Leary moved 3,500; which was agreed to.

Mr. Wheeler gave notice that he should, on Monday next, or some day thereafter, ask leave to introduce bills of the following titles, viz:

"An Act for the relief of Peter Clements."

"An Act for the relief of Haston Wells:" and

"An Act for the relief of those persons that may have lost property in the late war against Black Hawk.

Mr. Rawalt gave notice that he should, on Monday next, or some day thereafter, ask leave to introduce a bill to "Incorporate the Canton College."

Mr. Dawson proposed for adoption the following resolution, viz:

Resolved, by the House of Representatives, (the Senate concurring herein,) That on Monday next, at 2 o'clock, P. M. both branches of the General Assembly will meet in the Hall of the House of Representatives, to elect a Public Printer—when,

On motion of Mr. Dawson,

The same was laid upon the table.

Mr. Dement proposed for adoption the following resolution, viz:

Resolved, by the General Assembly, (the Senate concurring herein,) That that portion of the Governor's Message, which treats upon the subject of the the public buildings, be referred to a joint select committee, to consist of not less than——— members on the part of the House, and ——— members on the part of the Senate, with instructions to enquire into and examine the reasons upon which the old buildings were taken down and a new one erected. And further, that the committee be instructed, that, if they may think it just and proper that the builders, and others contributing to the erection of the State House, should receive payment for the same; that the committee be instructed to enquire into the cost, and report a bill for that purpose. Also, that said committee be requested to enquire into the necessity and propriety of having the lower rooms immediately finished for the use of the State for public offices and committee rooms, as they were originally designed.

Mr. Wheeler moved to lay the resolution on the table; which was not agreed to.

Ordered, That the Clerk inform the Senate thereof, and ask their concurrence therein.

The House then adjourned.

SATURDAY, *December* 10*th*, 1836.

House met pursuant to adjournment.

On motion of Mr. Smith, of Madison,

Leave of absence was given to Mr. Hogan, until Wednesday next.

On motion of Mr. Dawson,

Resolved, by the House of Representatives, (the Senate concurring herein,) That, when it may be necessary to print bills or other documents pending before either House, in which the two Houses may be interested, a sufficient number be ordered for the use of both Houses.

Ordered, That the Clerk inform the Senate thereof, and ask their concurrence therein.

Mr. Speaker, in pursuance of a rule of the House, announced the following Standing Committees, viz:

On the Judiciary.—Messrs. Dougherty, Linder, French, Richardson, Leary, Hardin, Shield, English, and Stone.

On Finance.—Messrs. Moore of St. Clair, Barnett, Webb, Voris, Ralston, Lane, Minor, Lincoln, and Nowlin.

On Internal Improvement.—Messrs. Smith of Wabash, Dawson, Scarborough, Craig, McClernand, Hogan, Turney, Naper, and Happy.

On Education.—Messrs. Dement, Dunbar, Edwards, Moore of McLean, Davis, Rawalt, Atwater, Green of St. Clair, and Marrs.

On Petitions.—Messrs. Douglass, Wheeler, Davis, Dubois, Stewart, Walker of Morgan, Lyons, Ball, and Logan.

On Public Accounts and Expenditures.—Messrs. French, Aldrich, Pace, Carpenter, Hankins, Smith of Madison, Morton, O'Neille, and Cullom.

On Roads and Canals.—Messrs. Cloud, Witt, Courtright, Madden, Walker of Cook, Able, Murphy of Perry, Reddick, and Minshall.

On Commerce and Manufactures.—Messrs. Pace, Galbreath, Logan, Lyons, Ball, Crain, Hogan, Green of Clay, and Elkin.

On the Militia.—Messrs. Harris, Walker of Morgan, Wilson, McMurtry, Odam, Turley, Witt, Wheeler, and Davidson.

On Elections.—Messrs. Shield, Henshaw, Hunt, Charles, Edmonston, Dubois, Whitten, Murphy of Vermilion, and Paullen.

On Agriculture.—Messrs. Stuntz, Dollins, Wood, Minor, McCown, Cullom, Barnett, and Madden.

On Propositions and Grievances.—Messrs. Carpenter, Thompson, Charles, McCormick, Bentley, Hunt, Diarman, Voris, and Edmonston.

On the Penitentiary.—Messrs. Smith of Madison, Douglass, Nowlin, English, Green of St. Clair, Enloe, Craig, Huey, and Lincoln.

On Salines.—Messrs. McClernand, Logan, Scarborough, Graham, Bentley, Thompson, Huey, Odam, and Courtright.

Mr. Reddick gave notice that he should, on Wednesday next, or some day thereafter, ask leave to introduce a bill for the relief of the heirs of Mason Pane and Michael Dillow.

On motion of Mr. Nowlin,

Resolved, That so much of the Governor's Message as relates to Internal Improvements, be referred to the committee on Internal Improvement; and so much as relates to the militia, be referred to the committee on Military Affairs.

And so much as relates to the Revenue Laws and the State Bank, be referred to the committee on Finance.

And so much as relates to education, be referred to the committee on Education.

And so much as relates to President Jackson and his many violations of the Constitution of the United States, be referred to a select committee of seven.

Ordered, That Messrs. Nowlin, McCormick, Douglass, English, Ralston, Edmonston, and Madden, be the committee in pursuance of the foregoing resolution.

Mr. Nowlin proposed for adoption the following resolution, viz:

Resolved, That a committee be appointed and instructed to draft and report a bill for raising a revenue in conformity to the 20th section of the 8th article of the Constitution of the State of Illinois, "That the mode [of levying a tax shall be by valuation, so that every person shall pay a tax in proportion to the property he or she has in his or her possession."

On motion of Mr. Hardin,

The resolution was laid upon the table.

The Speaker laid before the House the report of the Inspectors of the Penitentiary, made in pursuance of law; which was read; when,

Mr. Ralston moved to refer it to the committee on the Penitentiary; which was not agreed to.

Mr. Webb then moved to refer it to the committee on Finance; which motion prevailed.

On motion of Mr. Craig,

Resolved, by the House of Representatives, (the Senate concurring herein,) That a joint select committee of three, on the part of the House, and two on the part of the Senate, be appointed to prepare a memorial to Congress, praying an appropriation to pay for property taken and destroyed by the Indians in the disturbances of 1831 and 1832.

Ordered, That Messrs. Craig, Richardson, and Walker of Cook, be the committee on the part of this House; that the Clerk inform the Senate thereof, and ask their concurrence therein.

Mr. Turley proposed for adoption the following resolution; namely:

Resolved, by the House of Representatives, (the Senate concurring herein,) That both Houses of this General Assembly will meet in the hall of the House of Representatives this day at three o'clock, P. M. for the purpose of going into the election of United States Senator.

On motion of Mr. French,

Said resolution was laid upon the table.

Mr. McCown gave notice that he should, on Thursday next, or some day thereafter, ask leave to introduce a bill for the relief of James Meredith.

Mr. Hardin proposed for adoption the following resolution, viz:

Resolved, That the committee on Internal Improvements be instructed to enquire into the expediency and practicability of improving the navigation of the Wabash, Kaskaskia, Illinois, Sangamon, Rock, and other rivers within the State, and that they report by bill or otherwise.

Mr. Dollins moved to amend the resolution by adding the words "Big Muddy" after the word "Sangamon."

Mr. Graham moved to amend the amendment by adding "Little Wabash;" which was not agreed to.

The question was then taken on Mr. Dollin's motion, and decided in the negative; when,

On motion of Mr. Clernand,

The resolution was amended by striking out all the rivers named in said resolution, after "Wabash."

The resolution, as amended, was then adopted.

Mr. Ralston proposed for adoption the following resolution, viz:

Resolved, That the committee on Finance be instructed to enquire into the expediency of so amending the laws of this State, as to levy a tax on all real estate throughout the State, according to its intrinsic value for the purpose of raising a State Revenue with instructions to report by bill or otherwise.

Mr. Shield moved to amend the resolution by striking out the words "real estate" and "its intrinsic value," and add the words "on all property according to its value throughout this State;" when,

On motion of Mr. Richardson,

The resolution and proposed amendment were laid upon the table.

Mr. Walker of Morgan gave notice that he should, on Monday next, or some day thereafter, ask leave to introduce a bill for an act to regulate the School Funds.

On motion of Mr. Dawson,

Resolved, That the committee on Internal Improvements be instructed to inquire into the expediency of creating a loan of ——— millions of dollars, by pledging the faith of the State for payment of said loan to aid said State in carrying out a system of internal improvement.

On motion of Mr. French,

Resolved, That the Governor of the State be requested to furnish this House with such information as he may possess relative to the expenditures of money upon the Illinois and Michigan Canal; also, the progress of the work, together with such other and particular information as he may deem proper in relation to said work.

On motion of Mr. Rawalt,

Resolved, That the committee on Elections be requested to enquire into the expediency of making the office of Judge of Probate, and School Commissioner, elective, immediately by the people, and have the power to report by bill or otherwise.

And then the House adjourned until Monday morning, 10 o'clock.

MONDAY, December 12th, 1836.

House met pursuant to adjournment.

Message from the Senate by Mr. Thomas, their Secretary.

Mr. SPEAKER:—

I am directed to inform the House of Representatives, that the Senate have adopted the following resolutions, viz:

Resolved, by the Senate, the H. R. concurring herein, That a Joint Select Committee, consisting of two on the part of the Senate, and three on the part of the House be appointed to take into consideration the propriety of drafting a memorial, addressed to Congress, on the subject of granting pre-emption rights to settlers on the surveyed and unsurveyed public lands in the State.

And have appointed,

Messrs. Parrish and Turney the committee on their part; in which they ask the concurrence of the House of Representatives.

They have concurred with the House of Representatives in the adoption of the resolution having for its object the appointment of a joint select committee to draft and report joint rules for the government of the two Houses, and have appointed Messrs. Edwards and Whiteside of Monroe the committee on their part.

They have, also, concurred with the H. R. in the adoption of the resolutions for the reference of that portion of the Governor's Message, which treats upon the subject of the public buildings, &c. to a joint select committee, as amended by them, and ask the concurrence of the H. R. in their said amendments.

They amend said resolutions by striking out the words "not less than," before the first blank, and by filling said first blank with "five,' and the second with "three," and have appointed Messrs. McLaughlin, Reily, and Ross, the committee on their part: and he withdrew.

Mr. Edmonston presented the petition of sundry citizens, praying the establishment of a State Road from Macomb, in McDonough county, to Burlington, on the Mississippi river; the reading of which was on his motion dispensed with, and the same referred to a select committee.

Ordered, That Messrs. Edmonston, Aldrich and McMurtry be that committee.

On motion of Mr. Turney,

Resolved, That the committee on Education be required to enquire into expediency of distributing the common school fund of this State among the several counties according to their population, and that they report by bill or otherwise.

Mr. Minshall gave notice that he should on Wednesday next, or some convenient day thereafter, ask leave to introduce a bill providing for the acceptance and disposition of

that portion of surplus revenue of the United States, coming to this State under the late act of Congress, on that subject.

Mr. Wheeler gave notice that he should, on Wednesday next, or some day thereafter, ask leave to introduce bills of the following titles, viz:

"An act for the relief free Frank;" and

"An act to make the Clerk of the County Commissioner's Court and County Treasurer elective by the people."

Mr. Reddick presented the petition of William Stewart, praying to be divorced from his wife, Susan; which was read, when,

Mr. McMurtry moved to lay the petition on the table, until the 4th day of July next; which was not agreed to.

On motion of Mr. Reddick,

Said petition was referred to the committee on Petitions.

And on motion, adjourned.

TUESDAY, DECEMBER 13th, 1836.

House met pursuant to adjournment,

And on motion, adjourned,

WEDNESDAY, DECEMBER 14, 1836.

House met pursuant to adjournment.

On motion of Mr. Cloud,

The resolution from the Senate some days since laid upon the table, in relation to the adoption of Joint Rules for the government of the two Houses, was taken up, and concurred in.

Ordered, That the Clerk inform the Senate thereof.

Message from the Senate by Mr. Thomas, their Secretary.

Mr. Speaker:—

The Senate have adopted the following resolutions, viz:

Resolved by the Senate, the House of Representatives concurring herein, That the two Houses meet in the Hall of H. R. to-morrow the 14th inst. at 2 o'clock P. M., and proceed to the election of a United States Senator, in which they ask the concurrence of the House of Representatives.

They have concurred with the H. R. in the adoption of the resolution in regard to the printing of bills, &c. as amended by them, and ask the concurrence of the H. R. in their amendments to said resolution.

They amend by striking out the words, "and other documents."

They have also concurred with the House of Representatives in the adoption of the resolution, having for its object the appointment of a joint select committee to draft and report a memorial to Congress, in relation to the loss of property during the Indian disturbances in 1831 and 1832, and have appointed Messrs. Maxwell and Allen of Macon, the committee on their part.

They have adopted a memorial to Congress in relation to the National Road, and ask the concurrence of the H. R. herein: and then he withdrew.

The resolution from the Senate in relation to the election of Senator to the Congress of the United States, was read and concurred in.

Ordered, That the Clerk inform the Senate thereof.

Mr. Wheeler presented the petitions of sundry citizens of Pike county, praying, the one for a relocation of part of the State Road from Gilead to Rushville; the other praying for the relief of Peter Clements: and on his motion the reading thereof was dispensed with, and the same refered to the committee on Petitions.

The amendment of the Senate to the resolution from the

House of Representatives in relation to the Public Buildings was read and concurred in.

Ordered, That Messrs. Dement, Atwater, Diarman, Shields, and Hogan be the committee on the part of this House: and that the clerk inform the Senate thereof.

Mr. French presented the petition of sundry citizens of this State, praying a State Road from the State line between Townships 15 and 16, Range 10 West, in the county of Edgar, to intersect the State Road leading from Paris to Springfield at Cat-Fish Point; which was read, and on his motion refered to a select committee.

Ordered, That Messrs. French, Lyons and Marrs be that committee.

Mr. Dawson presented the petition of sundry citizens of Sangamon county, praying an alteration in a part of the State Road, leading from Springfield to Decatur: and,

On his motion,

The reading thereof was dispensed with, and the same refered to a select committee.

Ordered, That Messrs. Dawson, Reddick and McCormick be that committee.

Message from the Governor by A. P. Field, Esq. Secretary of State.

Mr. SPEAKER:—

I am directed by the Governor to lay before the House two written communications:

And then he withdrew.

On motion of Mr. Dubois,

The resolution proposed by Mr. Nowlin, in relation to the revenue laws, &c. some days since laid upon the table, was taken up for consideration: and,

On the further motion of Mr. Dubois,

The resolution was amended, by striking out the words, "select committee," and inserting the words "committee of Finance."

Mr. Minshall moved further to amend the resolution by adding the following; viz: "And in valuing said land, the value shall be assessed, taking into consideration the lowest valuation of the land, quality of soil, nearness to market, but not to include the increased value of the land by the actual labor of the owner of the premises;" when,

On motion of Mr. Douglass,

The resolution and proposed amendment, were refered to the committee of the Whole House, and made the order of the day for Wednesday next.

Mr. Douglass proposed for adoption the following resolutions, viz:

Resolved, That the committee on Internal Improvements be instructed to report a bill, for the commencement of a general system of Internal Improvements, as follows:

The bill shall provide:

First, for the completion of the Illinois and Michigan Canal:

Second, for the construction of a Rail Road, from the termination of said canal, to the mouth of the Ohio river:

Third, for the construction of a Rail Road from Quincy, on the Mississippi river, eastward to the State line, in the direction to the Wabash and Erie Canal:

Fourth, for the improvement of the navigation of the Illinois and Wabash rivers:

Fifth, for making surveys and estimates of such other works as may be considered of general utility.

Resolved, That, as the basis of the system, the improvements shall be constructed and owned by the State exclusively.

Resolved, That, for the purposes aforesaid, a loan of ——— millions of dollars, should be effected on the faith of the State, payable in such instalments, and at such times, as shall be required in the progress of the work.

Resolved, That portions of the lands granted to the State to aid in the construction of the Illinois and Michigan Canal, should be sold from time to time, and the proceeds applied to the payment on the said loan, until the tolls on the proposed improvments, together with such other means as the State may provide, shall be sufficient to pay the interest on said loan; and,

On his motion,

Said resolutions were refered to the committee of the Whole House, and made the order of the day for Monday next.

The resolution from the Senate, in relation to the appointment of a joint select committee to draft a memorial to Congress, on the subject of granting pre-emption rights, &c. was read: when,

On motion of Mr. Craig,

The resolution was amended by adding the following, viz:

"And, also, that provision be made, by law, to secure those

persons, who are mining on lands of the United States, in the possession of mineral lots, when the public lands shall be offered for sale."

The resolution, as amended, was then adopted.

Ordered, That Messrs. Craig, Voris and Hardin be that committee on the part of the House of Representatives, that the Clerk inform the Senate thereof, and ask the concurrence of the Senate to the amendments of the House to said resolution.

On motion of Mr. Turney,

Resolved, That the committee on the Militia be instructed to inquire into the expediency of repealing or abolishing that part of the Militia law, allowing compensation to Brigade Inspectors: and that they report by bill or oherwise.

Mr. Bentley proposed for adoption the following resolution,

Resolved, That a committee be appointed to enquire as to what measures are proper to be adopted to enable the State to avail herself of the benefits of the act of Congress, passed at the last session for the disposition of the surplus revenue among the States, and that said committee report by bill or otherwise

The Speaker laid before the House a report from the Auditor of Public Accounts, showing the amount of receipts and expenditures at the Treasury from the 30th November, 1835, to 30th November, 1836, which was read; when,

Mr. Moore of St. Clair moved to lay said report on the table and order 2,000 copies to be printed for the use of the House; which was agreed to.

The communications this morning received from the Governor were read, and are as follows, viz:

EXECUTIVE DEPARTMENT OF ILLINOIS,
Vandalia, Dec. 12th, 1836.

To the Hon. the SPEAKER
of the House of Representatives:

SIR,—I herewith transmit to the House of Representatives a report and communication from the Treasurer.

With great respect,

Your obedient servant,

JOSEPH DUNCAN.

STATE OF ILLINOIS, AUDITOR'S OFFICE,
Vandalia, December 13th, 1836.

SIR—

In pursuance of the law requiring the Auditor of Public Accounts to "make out and present to each regular session of the General Assembly," a Report,—I have the honor to submit the enclosed statements No. 1 and 2, shewing the Amount of Receipts and Expenditures at the Treasury from the 30th November, 1835, to 30th November, 1836.

I have the honor to be
Very Respectfully,
Your obedient servant,
LEVI DAVIS,
Auditor Public Accounts.

TO THE HON'L. THE SPEAKER
OF THE HOUSE OF REPRESENTATIVES.

[No. 1.]

Total amount of Receipts and Expenditures at the Treasury from the 30th day of November, 1835, to 30th day of November, 1836.

On what account received.	*Amount.*	*Amount.*
Amount remaining in the Treasury on the 30th day of Nov. 1835,	$ 19,316 90	
Amount rec'd. from non-residents,	4,194 81	
Amount received from Sheriff's,	6,444 16	
Amount received from sale of Vandalia Lots,	592 50	
Amount received from sales of Seminary Lands,	4,622 17	
Amount received from the Revenue Clerks,	34,131 38	
Amount received for debts due the old State Bank and branches,	1,053 94	
Amount received from the Trustees of James Hall, former Treasurer,	679 65	
Amount received from sales of Vermillion Saline Lands,	3,934 81	
Amount received from sales of Gallatin Saline Lands,	1,728 50	
Amount received of bonus due from the State Bank of Illinois,	2,100 00	
Amount received from the Commissioners of the School Fund,	91,073 24	
	169,871 86	
To this add the amount of redemption money received,	443 28	
Total amount,		$170,315 14
From the above sum deduct the following payments out of the Treasury, viz:		
Amount of Auditor's warrants paid		

[STATEMENT CONTINUED.]

at the Treasury from the 30th of Nov. 1835, to 30th Nov. 1836.	76,241 58	
Amount of State paper burned during same time,	424 50	
Amount of money refunded,	104 27	
Amount paid interest on loan of $100,000 to 1st, July, 1836,	6,000 00	
Amount of interest allowed on State paper received for taxes,	99 79	
Amount of funded stock redeemed at the Treasury,	1,416 00	
Amount of taxes refunded on Lands sold for taxes and redeemed,	8 06	
Amount of redemption money paid out,	123 20	
Leaving a balance in the Treasury on the 30th day of November, 1836, of		84,417 40
		$85,897 74

Redemption account.

Amount of redemption money remaining in the Treasury on the 30th day of November, 1835,	553 59	
Amount of redemption money received from 30th Nov. 1835, to 30th Nov. 1836,	443 28	
From this sum deduct amount of redemption money paid out during same time,		996 87
		123 20
Leaving a balance of redemption money in the Treasury on the 30th day of November, 1836, of		$873 67

Amount of Auditor's Warrants drawn on the Treasury from the 30th of November, 1835, to 30th November, 1836, for the current expenses of the State, and charged to the following accounts, viz:

On what account drawn.	*Amount.*	*Amount.*
The General Assembly, (Special Session,) 1835 and 1836,	14,636 50	
The Judiciary,	8,489 48	
The Governor,	1,000 00	
The Secretary of State,	1,100 00	
The Auditor of Public Accounts,	1,394 00	
The Treasurer,	1,600 00	
Circuit Attorneys,	980 88	
The Attorney General,	191 31	
Special appropriations,	23,623 55	
Incidental expenses,	1,165 13	
Contingent fund,	7,116 25	
Warden of the Penitentiary,	407 21	
Incidental expenses of the Penitentiary,	500 00	
Counties on the Military Tract,	4,400 00	
Postage,	329 39	
The militia,	550 00	
Interest on funded stock redeemed,	615 03	
Interest on School, College and Seminary funds,	9,601 97	
		77,700 70
Balance in the Treasury on the 30th day of Novembe 1836,		85,897 74
From this sum deduct the following amount of outstanding warrants against the Treasury on the 30th day of November, 1836,	2,734 43	
To which add amount of School fund warrant,	28,283 80	
		31,018 23
Leaving a balance in favor of the Treasury on the 30th November, 1836, of		$54,879 51

The following sums become due to the State in March and April next, viz:

From the Revenue Clerks,	37,161 46	
From Sheriffs,	5,368 75	
		42,530,21
Supplemental statement.		
Amount remaining in the Treasury on the 30th day of Nov. 1836,	85,897 74	
Amount of cash received into the Treasury from the 1st to the 3d day of December, inclusive,	147 20	
From this sum deduct amount of warrants paid from 1st to 3d day of December, inclusive,		86,044 94
		904 57
Leaving a balance in the hands of John Dement, late Treasurer, on the 3d day of December, 1836, of		$85,140 37

STATE OF ILLINOIS, AUDITOR'S OFFICE,
Vandalia, December 13th, 1836.

LEVI DAVIS,
Auditor Public Accounts.

[No. 2.]

A statement of the amount drawn from the Treasury on account of the Contingent Fund, from the 30th of November, 1835, to 30th November, 1836.

1835. Dec. 11.	To warrants to William Redmond, in full for repair done to the State House,	$ 47 75
" "	To warrants to E. Breath, in full for publishing Governor's proclamation for a Congressional election,	3 00
" 14.	To warrants to James S. Beaumont, in full for his services as auctioneer for sale of stock of Shawneetown Bank,	5 00
" 19.	To warrants to Brooks & Pettit, in full for advertising Governor's proclamation for the apprehension of Craig, a fugitive from justice,	3 75
" 28.	To warrants to William E. McKennon, in full for his services as a messenger in going to Clay county for the returns of census.	20 00
1836. Jan. 7.	To warrants to Simeon Francis, in full for publishing Governor's proclamation, for the apprehension of N. Payne, a fugitive, &c. and for an election for member of Congress,	13 50
" 8.	To warrants to Stout & Johnson, in full for a blank book furnished the School Fund Commissioners,	3 12
"	To warrants to John Y. Sawyer, in full for publishing Governor's proclamation for the apprehension of John Craig, a fugitive from justice,	11 37
" 9.	To warrants to Shadrack Penn, in full for publishing Governor's proclamation for the apprehension of N. Payne, a fugitive from justice,	3 75

1836. Jan. 16.	To warrants to Basil B. Craig and Levin Lane, in part for their services as messengers to demand certain fugitives from justice, of the executive of Indiana and Louisiana,	200 00
" 18.	To warrants to A. S. Mitchell, in full for a large map of the United States, furnished the Secretary's Office,	12 00
Feb. 29.	To warrants to Moses Phillips, in full for a table furnished for the use of the State,	8 00
March 10.	To warrants to John Y. Sawyer, in full for one hundred volumes of the Statutes of 1835 '36, furnished for the use of the State,	150 00
April 18.	To warrants to Richard Beck, in full for advertising Governor's proclamation relative to the State Bank of Illinois,	6 00
" "	To warrants to Asahel Lee, for procuring materials for the purpose of repairing the old State House,	250 00
" 22.	To warrants to Basil B. Craig, in part for his services as a messenger to the Governor of Louisiana, to demand a certain fugitive from justice,	25 00
May 25.	To warrants to Edward Coles, in full for his services and expenses in endeavoring to negotiate a loan for the Illinois and Michigan Canal,	50 00
June 10.	To warrants to the estate of John Y. Sawyer, in full for two quires of blanks furnished for the use of the Secretary's Office,	2 50
July 7.	To warrants to J. Delafield, in full for 550 forms of blank certificates of Canal stock, and for his services in negotiating the same,	307 00

" 13.	To warrants to William L. Graves, in full for repair done to the public offices,	22 06
" "	To warrants to James S. Jones, in full for making out a copy of the Canal Law for the use of the Governor,	10 00
Aug. 15.	To warrants to Lemuel Lee, in full for his services in bringing blank certificates of canal stock from Chicago to Vandalia, and for going as an express to the Governor,	20 00
" "	To warrants to Doolittle & Munson, in full for a State seal for the Secretarys office,	55 00
" 19.	To warrants to Hodge & Shrader, in full for advertising Governor's proclamation for the apprehension of Martin Harrison, a fugitive from justice,	5 25
" "	To warrants to William Elam, in full for 580 feet of plank furnished for building the State House,	11 60
Sept. 3.	To warrants to Waterman, Maddox & Co. in part for laying the foundation of the State House,	200 00
" 7.	To warrants to Hodge & Shrader, in full for publishing Governor's proclamation for the apprehension of John Caldwell and Henry Bracken, fugitives from justice,	7 00
" 9.	To warrants to Prentice & Weissenger, in full for advertising Governor's proclamation for apprehension of Martin Harrison and John Caldwell, fugitives from justice,	8 12
" 17.	To warrants to Waterman, Maddox & Co. in part for laying the foundation & brick work of state house,	780 00
" "	To warrants to John Hall, in part for 312 perch of stone for the foundation of the state house,	936 00

Oct. 3.	To warrants to William C. Greenup, in part for his services in taking down the old State and Bank Houses, and digging the foundation of the new State House,	200 00
" "	To warrants to A. & H. Lee, in part for carpenters work done on the State House,	300 00
" 8.	To warrants to Thomas B. Hickman, in part for carpenters work done on the State House,	48 00
" 13.	To warrants to James M. Morse, in full for plank furnished for the State House,	40 16
" 15.	To warrants to Winslow Pilcher and John Dement, in full for hauling timber for the State House,	47 50
" "	To warrants to Waterman, Maddox & Co. in part for laying the brick and stone work of the state house,	500 00
" "	To warrants to Hodge & Taylor, in part for carpenters work done on the state house,	276 32
" 17.	To warrants to James C. King and Ira Pierce, being the reward for the apprehension of John Craig, a fugitive from justice,	200 00
" "	To warrants to A. & H. Lee, in part for carpenters work done on the state house,	1000 00
" 20.	To warrants to Aikin Evans, in full for five days services in hiring masons to work on the state house,	12 50
" 28.	To warrants to Gatewood & Oliver, in full for advertising notice of the sale of stock of the Shawneetown Bank, and Governor's proclamation convening the Legislature,	5 00
" 28.	To warrants to William C. Greenup, in part for taking down the old state and bank houses,	100 00

Oct. 29.	To warrants to William Linn, in part for sash, flooring and other plank, purchased at St. Louis for the State House,	1150 00
3.	To warrants to Harrison Thompson, in part for shingles furnished the State House,	60 00
	Total amount,	$ 7116 25

STATE OF ILLINOIS, AUDITOR'S OFFICE,
Vandalia, December 13th, 1836.

LEVI DAVIS,
Auditor Public Accounts.

EXECUTIVE DEPARTMENT OF ILLINOIS,
Vandalia, Dec. 12, 1836.

To the Hon. the Speaker
of the House of Representatives:

SIR:—The Canal Commisioners not having made their report, it is out of my power, at present, to furnish the House of Representatives the information relative to the Expenditures of money upon the Illinois and Michigan Canal, or of the progress of the work called for in their resolution of the 10th instant. When the report is received, it shall be communicated.

With great respect,
Your obedient servant,
JOSEPH DUNCAN.

Mr. Lincoln moved to lay the communications and accompanying documents on the table, and that 2,000 copies be printed for the use of the House.

Mr. Hardin called for a division of the question.

The question was then taken upon laying on the table, and decided in the affirmative.

The question was then put upon ordering 2,000 copies to be printed, and agreed to.

Mr. Rawalt presented the petition of sundry citizens, praying the establishment of a State Road from Peoria to Quincy; which was read; and,

On his motion,

Referred to the committee on Petitions.

Mr. French presented the petition of sundry citizens of Edgar county in relation to the road leading from Clinton, Indiana, to Paris in Edgar county in this State; which was read, and,

On motion of Mr. French,

Refered to a select committee.

Ordered, That Messrs. French, Minor and Marrs be that committee.

Mr. Reddick presented the petition of sundry citizens of Macon connty, praying a change of so much of the State Road as lies in Macon county, on the road leading from Decatur to Paris; the reading of which was,

On his motion,

Dispensed with and refered to a select committee.

Ordered, That Messrs. Reddick, Murphy of Vermilion, and Minor be that committee.

Mr. McClernand gave notice that he should on Friday next, or some day thereafter ask leave to introduce a bill to legalize such judicial process as shall have been issued by the several clerks of the respective circuit courts of the third judicial circuit of this State, since the resignation of the Hon. Jeptha Hardin, late judge of said circuit, and to authorize said clerks to issue judicial process as in case of the incumbency of said office.

And then the House adjourned until 2 o'clock, P. M.

2 *o'clock*, *P. M.*

House met pursuant to adjournment.

The Senate, preceded by their Speaker, *pro tempore*, appeared in the Hall of the House of Representatives, in pursuance of a resolution of both Houses, for the purpose of electing a Senator to the Congress of the United States, and upon the vote being taken, Richard M. Young received 56 votes, Samuel McRoberts 28, Archibald Williams 21, William Lee D. Ewing 13, and Thomas C. Brown 10 votes.

Those voting for Mr. Young, were,

Messrs. Allen of Greene, Browning, Butler, Hackelton, Hacker, Hamlin, Maxwell, McLaughlin, Mitchell, Murray, Owen, Parrish, Pruyne, Ross, Turney, Whiteside of Monroe,

of the Senate; and Messrs. Able, Aldrich, Atwater, Ball, Cloud, Davis, Dollins, Dougherty, Douglass, Edmonston, English, Galbreath, Happy, Harris, Lane, Leary, Logan, McMurtry, Minshall, Moore of St. Clair, Morton, Murphy of Perry, Naper, Nowlin, Odam, Pace, Paullin, Ralston, Rawalt, Richardson, Shields, Smith of Madison, Stuntz, Thompson, Turney, Voris, Walker of Morgan, Wheeler, Witt, and Mr. Speaker—56.

Those voting for Mr. McRoberts, were,

Messrs. Borough, Craig, Herndon, Noel, Parker, Stadden, Vance, and Wood, of the Senate; and Messrs. Barnett, Bentley, Courtright, Crain, French, Green of St. Clair, Huey, Hunt, Linder, Lyons, Madden, Marrs, Minor, Murphy of Vermilion, Oneille, Reddick, Scarborough, Walker of Cook, Webb, and Whitten, of the House of Representatives—28.

Those voting for Mr. Williams, are,

Messrs. Bond, Edwards, Fletcher, Gatewood, Servant, Thomas, Wight, of the Senate; and Messrs. Charles, Craig, Cullom, Dawson, Dubois, Dunbar, Edwards, Hardin, Hogan, Lincoln, McCormick, Stone, Stuart, and Wilson—21.

Those voted for Mr. Ewing, were,

Messrs. Allen of Macon, Davidson, Reilly, Warren, Whiteside of Pope, of the Senate; and Messrs. Davidson, Dement, Green of Clay, Hankins, Henshaw, Moore of McLean, Smith of Wabash and Turley of the House of Representatives—13.

Those voting for Thomas C. Brown, are,

Messrs. Lane, Mills and O'Rear, of the Senate; and Messrs. Carpenter, Diarman, Enloe, Lagow, McCown, McClernand and Wood, of the House of Representatives—10.

No person having yet received a majority of all the votes given, another vote was taken, when Richard M. Young received sixty votes, Samuel McRoberts twenty-eight, William Lee D. Ewing fourteen, Thomas C. Brown eleven votes, William Wilson one vote, and Archibald Williams fourteen votes.

Those who voted for Mr. Young, were,

Messrs. Allen, of Greene, Bond, Browning, Butler, Hackelton, Hacker, Hamlin, Maxwell, McLaughlin, Mills, Mitchell, Murray, Owen, Parrish, Pruyne, Ross, Turney and Whiteside of Monroe of the Senate.

Messrs. Able, Aldrich, Atwater, Ball, Cloud, Davis, Dollins, Dougherty, Douglass, Edmonston, English, Galbreath, Happy, Harris, Hunt, Lane, Leary, Logan, McMurtry, Minshall, Moore of St. Clair, Morton, Murphy of Perry, Naper, Now-

lin, Odam, Pace, Paullen, Ralston, Rawalt, Richardson, Shield, Smith of Madison, Smith of Wabash, Stuntz, Thompson, Turney, Voris, Walker of Morgan, Wheeler, Witt and Mr. Speaker of the House of Representatives—60.

Those voting for Samuel McRoberts, are,

Messrs. Borough, Craig, Herndon, Noel, Parker, Stadden, Vance and Wood, of the Senate; and

Messrs. Barnett, Bentley, Courtright, Crain, Dunbar, French, Green of St. Clair, Huey, Linder, Lyons, Madden, Marrs, Minor, Murphy of Vermilion, Oneille, Reddick, Scarborough, Walker of Cook, and Webb and Whitten the House of Representatives—28.

Those who voted for Mr. Ewing, were,

Messrs. Allen of Macon, Davidson, Fletcher, Reilley, Warren and Whiteside of Pope, of the Senate; and

Messrs. Craig, Davidson, Dement, Green of Clay, Hankins, Hinshaw, Moore of McLean, and Turley of the H. R.—14.

Those voting for Mr. Williams, are,

Messrs. Edwards, Servant and Wight, of the Senate; and

Messrs. Charles, Cullom, Dawson, Edwards, Hardin, Hogan, Lincoln, McCormick, Stone, Stuart and Wilson of the H. of Representatives.—14.

Those who voted for Mr. Brown, were,

Messrs. Gatewood, Lane, O'Rear and Thomas of the Senate; and Messrs. Carpenter, Diarman, Enloe, Lagow, McCown, McClernand and Wood of the H. R.—11.

Mr. Dubois voted for Wm. Wilson.

No person having yet received a majority of all the votes given, another vote was taken, when Richard M. Young received 68 votes, Samuel McRoberts 24 votes, Archibald Williams 17 votes, Wm. Lee D. Ewing 12 votes, Thomas C. Brown, 7 votes and Wm. Wilson 1 vote.

Those voting for Mr Young, are,

Messrs. Allen of Greene, Bond, Browning, Butler, Hackelton, Hacker, Hamlin, Maxwell, McLaughlin, Mills, Mitchell, Murray, Owen, Parrish, Pruyne, Ross, Stadden, Turney and Whiteside of Monroe, of the Senate; and

Messrs. Able, Aldrich, Atwater, Ball, Bentley, Carpenter, Cloud, Davis, Diarman, Dollins, Dougherty, Douglass, Edmonston, English, Enloe, Galbreath, Green of St. Clair, Happy, Harris, Huey, Hunt, Lane, Leary, Logan, McMurtry, Minshall, Moore of St. Clair, Morton, Murphy of Perry, Naper, Nowlin, Odam, Pace, Paullen, Ralston, Rawalt, Rich-

ardson, Shield, Smith of Madison, Smith of Wabash, Stuntz, Thompson, Turney, Voris, Walker of Cook, Walker of Morgan, Wheeler, Witt and Speaker of the House of Representatives; and

Those who voted for Mr. McRoberts, were,

Messrs. Borough, Craig, Fletcher, Herndon, Noel, Parker, Vance, Warren and Wood, of the Senate; and

Messrs. Barnett, Courtright, Crain, Dunbar, French, Linder, Lyons, Madden, Marrs, Minor, Murphy of Vermilion, Oneille, Reddick, Scarborough and Whitten, of the H. R.—24.

Those who voted for Mr. Williams, were,

Messrs. Edwards, Servant, Thomas and Wight, of the Senate; and Messrs. Craig, Cullom, Dawson, Edwards, Elkin, Hardin, Hogan, Lincoln, McCormick, Stone, Stuart, Webb and Wilson, of the H. R.—17.

Those who voted for Mr. Ewing, were,

Messrs. Allen of Macon, Davidson, Reilly, and Whiteside of Pope of the Senate; and

Messrs. Charles, Davidson, Dement, Green of Clay, Hankins, Hinshaw, Moore of McLean and Turley, of the H. R. —12.

Those who voted for Mr. Brown, were,

Messrs. Gatewood, Lane and O'Rear, of the Senate, and

Messrs. Lagow, McCown, McClernand and Wood, of the H. of Representatives—7.

Mr. Dubois voted for William Wilson.

Richard M. Young having received a majority of all the votes given, was declared by the Speaker of the House of Representatives duly elected a Senator to the Congress of the United States for six years from the 4th day March next.

The Senate then withdrew,

And then the House adjourned.

THURSDAY, December 15th, 1836.

House met pursuant to adjournment.

Message from the Senate by Mr. Thomas, their Secretary.

Mr. Speaker:—The Senate have adopted the following resolutions, viz:

Resolved by the General Assembly of the State of Illinois, That a joint select committee be appointed to draft a memorial to the Congress of the United States, asking an appropriation for the erection of a Hospital at the mouth of the Ohio River in Alexander county:

And have appointed,

Messrs. Hacker and Whiteside of Pope the committee on their part:

And, also, the following resolutions, viz:

Resolved by the General Assembly of the State of Illinois, That 2,000 copies of the Journal of each House of the present General Assembly be printed for the use of the State.

In the adoption of which several resolutions they ask the concurrrence of the House of Representatives: and he withdrew.

Mr. Craig presented the petition of Wyatt Cantrall, praying the passage of an act authorizing him to build a mill dam on Rock river in township 21 north, range 7 east of the 4th principal meridian, the reading of which was,

On his motion,

Dispensed with, and the same refered to the committee on Petitions.

Mr. Minshall presented the petition of the county commissioners of Schuyler county, praying the passage of an act authorizing them to appropriate certain funds to the building of a bridge across Crooked Creek, &c. the reading of which was, on his motion, dispensed with, and the same refered to the committee on the Judiciary.

Mr. Logan presented two several petitions of sundry citizens, praying the Legislature to appropriate a certain sum of money, out of the State Treasury, to aid in paying for the building a bridge across Beaucoup river, the reading of which was, on his motion dispensed with, and the same refered to the committee on Petitions.

Mr. Minor presented the petition of sundry citizens of Edgar county, praying the establishment of a State Road from the termination of the State Road leading from Montezuma, Indiana, in the direction to Paris, in Edgar county, the reading of which was, on his motion, dispensed with, and the same refered to a select commitee.

Ordered, That Messrs. Minor, Courtright and Dubois be that committee.

Mr. Thompson presented the petition of Catharine Marshall and Arthur Morrow, guardians of the minor heirs of James Marshall, dec'd, praying the passage of a law authorizing them them to sell the lands of said heirs, the reading of which was, on his motion, dispensed with, and the same refered to a select committee.

Ordered, That Messrs. Thompson, Shields and Richardson be that committee.

Mr. Lane presented two petitions, one from the inhabitants of Greene county, praying the establishment of a road from White-Hall in said county to the Illinois river; and the other from the inhabitants of White-Hall praying the passage of a law to close certain streets in said town, the reading of which was, on his motion, dispensed with, and the same refered to a select committee.

Ordered, That Messrs. Lane, Witt and Walker of Morgan be that committee.

Mr. McCormick presented sundry petitions of the citizens of Sangamon county, praying the formation of a new county out of the counties of Sangamon and Morgan, and moved that the reading thereof be dispensed with, and that they be refered to the committee on Petitions.

Mr. Dawson moved to lay them upon the table.

Mr. Linder moved to refer them to a select committee.

The question was taken on Mr. McCormick's motion, and decided in the affirmative.

Mr. Ralston presented the petition of Henry King, praying to be divorced from his wife Eunice, which was read, and that it be refered to the committee on Petitions.

Mr. Dubois moved to lay it on the table, until the 4th day of July next.

The question was then taken upon refering it to the committee on Petitions, and decided in the affirmative by yeas and nays, as follows:

Those who voted in the affirmative, were,

Messrs. Able, Aldrich, Atwater, Ball, Barnett, Bentley, Charles, Cloud, Courtright, Crain, Cullom, Davidson, Davis, Dawson, Dement, Diarman, Dollins, Dougherty, Douglass, Dunbar, Edmonston, Edwards, Elkin, English, French, Galbreath, Green of Clay, Green of St. Clair, Hankins, Hardin, Harris, Henshaw, Hogan, Huey, Lagow, Lane, Leary, Lincoln, Logan, McCormick, McClernand, Madden, Marrs, Minor, Moore of McLean, Murphy of Perry, Murphy of Vermilion,

Nowlin, Odam, Oneille, Paullen, Ralston, Reddick, Richardson, Shields, Smith of Madison, Smith of Wabash, Stuntz, Thompson, Turley, Turney, Voris, Walker of Cook, Walker of Morgan, Webb, Wheeler, Whitten and Mr. Speaker —68.

Those who voted in the negative, were,

Messrs. Craig, Dubois, Hunt, McCown, McMurtry, Minshall, Moore of St. Clair, Morton, Naper, Pace, Rawalt, Stone, Stuart, Wilson and Wood—15.

And then the House adjourned until 2 o'clock, P. M.

2 o'clock, P. M

House met pursuant to adjournment.

Message from the Senate by Mr. Thomas, their Secretary.

Mr. SPEAKER:—The Senate have passed a bill entitled,

"An act to provide for receiving a distributive share of the surplus revenue of the United States, on Deposite,"

And ask the concurrence of the House therein.

And then he withdrew.

Mr. Edmonston gave notice that he should on Monday next, or some day thereafter, ask leave to introduce a bill for an act to encourage the killing of wolves.

Mr. Walker of Morgan gave notice that he should on Saturday next, or some day thereafter, ask leave to introduce a bill entitled "An act incorporating the Jacksonville and Naples Rail-Road Company."

Mr. Moore of St. Clair from the committee on Finance to which was refered the Report of the Inspectors of the Penitentiary, reported the same, and asked to be discharged from the further consideration of the subject;

Which was granted.

Mr. Moore of St. Clair moved to lay the report on the table, and that 2,000 copies be printed.

Mr. Hardin moved the printing of 500.

The question was then taken on 2,000, and decided in the negative.

Mr. Hogan moved the printing of 1,000;

Which was agreed to.

Mr. Dawson presented sundry remonstrances from the citizens of Sangamon county against the formation of a new county out of the counties of Sangamon and Morgan; the reading of which was, on his motion, dispensed with and refered to the committee on Petitions.

On motion of Mr. Dollins,

Resolved by the House of Representatives, That the Auditor of Public Accounts be required to report to this House a full statement of the quantity of lands designated as saline reserve lands, that has, under the various acts of this State, been authorized to be made sale of, separately and distinctly, agreably to different acts granting the sale of the same; and the amount of monies which has been realized by each particular act granting the sale of Saline Reserve Lands: likewise, what particular counties and objects, the monies heretofore realized from Saline Lands, have been appropriated thereto: Also, what quantity of unsold Lands, belonging to each particular reserve, and that said report give the date of the payment of the money to each county and object as regularly specified in the different acts authorizing the same.

On motion of Mr. Ralston,

Resolved, That the Auditor of Public Accounts be requested to furnish to this House a statement of the quality of land subject to taxation in each county of this State; and, also, the amount of the State revenue derived by tax on land from each county in the State.

Mr. Reddick, in pursuance of a notice heretofore given, asked leave to introduce a bill entitled,

"An act for the relief of the heirs of Mason Paine and Michael Dillow;"

Which was read the first time, and

Ordered to a second reading.

Mr. Cloud, in pursuance of a notice heretofore given, asked and obtained leave to introduce a bill entitled,

"An act to repeal an act to improve the breed of cattle;"

Which was read the first time.

On the question, shall the bill be read a second time?

It was decided in the affirmative, by yeas and nays, as follow:

In the affirmative,

Messrs. Able, Aldrich Atwater, Ball, Bentley, Carpenter, Charles, Cloud, Craig, Crain, Cullom, Davidson, Davis, Dawson, Dement, Diarman, Dollins, Douglass, Dubois, Dunbar,

Edmonston, Edwards, Elkin, English, Enloe, French, Galbreath, Green of Clay, Hankins, Happy, Hardin, Harris, Henshaw, Hogan, Huey, Lagow, Lane, Lincoln, Logan, McCormick, McCown, McMurtry, McClernand, Madden, Marrs, Minor, Minshall, Moore of McLean, Moore of St. Clair, Morton, Murphy of Perry, Nowlin, Odam, O'Neille, Paullen, Ralston, Rawalt, Reddick, Richardson, Scarborough, Shields, Smith of Madison, Smith of Wabash, Stuart, Stuntz, Thompson, Turley, Turney, Voris, Walker of Cook, Walker of Morgan, Webb, Wheeler, Whitten and Wilson—75.

In the negative,

Messrs. Barnett, Courtright, Hunt, Wood and Mr. Speaker —5.

The bill from the Senate entitled,

"An act to provide for receiving a distributive share of the surplus revenue of the United States on deposite,"

Was read the first time, and

Ordered to the second reading.

On motion of Mr. Webb,

The rule of the House was dispensed with, and said bill was read the second time by its title.

Mr. McClernand moved to amend the bill by adding after the word "specie," the words "or such other money as is receivable at the Treasury of this State."

Mr. Dunbar moved the previous question.

And then the House adjourned.

FRIDAY, December 16, 1836.

House met pursuant to adjournment.

Message from the Senate by Mr. Thomas, their Secretary.

Mr. SPEAKER:—The Senate have concurred with the House of Representatives in their amendment to the resolution of the Senate providing for the appointment of a joint select committee, to draft a memorial to Congress on the subject of granting pre-emption rights, &c.;"

And then he withdrew.

The amendment offered by Mr. McClernand, and pending last evening when the House adjourned, to the bill from the Senate, entitled "An act to provide for receiving a distributive share of the surplus revenue of the United States on deposite," coming up for consideration;

Mr. Dunbar withdrew his motion for the previous question.

Mr. McClernand then withdrew his amendment.

Mr. English moved to amend the bill by striking out the words "in specie" which was agreed to, by yeas and nays, as follows, upon the call of Messrs. Dubois and Lincoln.

In the affirmative,

Messrs. Able, Atwater, Ball, Barnett, Bentley, Carpenter, Charles, Courtright, Craig, Crain, Davidson, Davis, Diarman, Dollins, Dougherty, Dunbar, Edmonston, English, Enloe, French, Galbreath, Green of Clay, Green of St. Clair, Hankins, Harris, Lane, Leary, Logan, McMurtry, McClernand, Madden, Marrs, Minor, Moore of McLean, Murphy of Perry, Naper, Nowlin, Odam, Pace, Ralston, Rawalt, Reddick, Richardson, Scarborough, Shields, Smith of Madison, Turney, Voris, Walker of Cook, Whitten, Witt, Wood and Mr. Speaker—54.

In the negative,

Messrs. Aldrich, Cloud, Dawson, Douglass, Dubois, Edwards, Elkin, Happy, Hardin, Henshaw, Hogan, Huey, Hunt, Lagow, Lincoln, McCormick, McCown, Minshall, Moore of St. Clair, Morton, Murphy of Vermilion, Oneille, Paullen, Smith of Wabash, Stone, Stuart, Stuntz, Thompson, Turley, Walker of Morgan, Webb, Wheeler and Wilson—32.

Mr. French moved to amend the bill by striking out the words, "Governor for the time being," and insert "Treasurer of this State."

Mr. Minor moved to amend the amendment by adding the following, viz:

That the Treasurer of the State of Illinois, and in case of his death or resignation, after giving bond with approved security to the amount, be authorized to receive the money which shall be in the Treasury of the the United States, and deposited with the State of Illinois agreeably to an act to reglate the deposites of the public money passed by Congress, and approved 23d of June, 1836, on the terms specified by said act, and that said Treasurer of the State of Illinois, or other competent person, shall be authorized to sign and deliver to the Secretary of the Treasury of the United States

on receiving such moneys, certificates which shall express the usual and legal obligation, and which shall pledge the faith of the State for the safe keeping and repayment, as prescribed in the act aforesaid.

On the question, shall the amendment to the amendment be adopted as proposed?

It was decided in the negative.

Mr. Moore of St. Clair called for a division of the question.

On the question, shall the words be stricken out?

It was decided in the affirmative.

On the question, shall the words be inserted as proposed by Mr. French?

It was decided in the in the affirmative, by yeas and nays as follows upon the call of Messrs. Ralston and Nowlin, to wit:

In the affirmative,

Messrs. Able, Aldrich, Atwater, Ball, Barnett, Bentley, Carpenter, Cloud, Courtright, Craig, Crain, Davidson, Davis, Dawson, Dement, Diarman, Dollins, Dougherty, Douglass, Dubois, Dunbar, Edmonston, Edwards, Elkin, English, Enloe, French, Galbreath, Green of Clay, Green of St. Clair, Hankins, Happy, Hardin, Harris, Hinshaw, Hogan, Huey, Hunt, Lane, Leary, Lincoln, Logan, McCormick, McCown, McMurtry, McClernand, Madden, Marrs, Minor, Minshall, Moore of McLean, Moore of St. Clair, Morton, Murphy of Perry, Murphy of Vermilion, Naper, Nowlin, Odam, Oneille, Pace, Paullen, Ralston, Rawalt, Reddick, Richardson, Scarborough, Shields, Smith of Madison, Smith of Wabash, Stuart, Stuntz, Thompson, Turley, Turney, Voris, Walker of Cook, Walker of Morgan, Wheeler, Witt, Wood and Mr. Speaker—81.

In the negative,

Messrs. Charles, Lagow, Stone, Webb and Wilson—5.

The bill was then ordered to a third reading as amended.

On motion of Mr. Nowlin,

The rule of the House was dispensed with, and the bill read the third time.

The question was then put,

Shall the bill pass as amended?

On this question, Messrs. Webb and Hardin called for the yeas and nays, and upon the vote being taken, every member present voted in the affirmative, Messrs. Cullom, Graham, Linder, and Whitten being absent.

So said bill passed as amended.

Ordered, That the title of the bill be as aforesaid, that the

clerk inform the Senate thereof, and ask the concurrence of the Senate in the amendments of the House to said bill.

Mr. Charles presented the petition of sundry citizens, praying the Legislature to pass an act incorporating a company for the purpose of constructing a bridge across Rock river at the city of Rock-Island, the reading of which was, on his motion dispensed with, and refered to the committee on Petitions.

Mr. Witt presented the petition of Ann Middleton of the county of Greene, praying to be divorced from her husband, George;

Which was read; and,

On his motion,

Refered to the committee on Petitions.

Mr. Walker of Morgan presented the petition of sundry citizens of said county, praying the establishment of a road from William Crow's to Jacksonville, the reading of which was, on his motion dispensed with, and the same refered to a select committee,

Ordered, That Messrs. Walker of Morgan, Happy and Morton be that committee.

Mr. Turney presented the petition of sundry citizens of Wayne county, praying that the bands of matrimony, existing between William Forth and Polly his wife, may be dissolved, the reading of which was, on his motion, dispensed with, and the same refered to the committee on Petitions.

Mr. Atwater presented the memorials of sundry citizens of Putnam and other counties on the subject of Internal Improvements, and for a rail-road or canal from the mouth of Rock river to a point on the Illinois river, at or near the mouth of Bureau river in Putnam county.

On motion of Mr. Richardson,

The reading of said memorials was dispensed with, and refered to the committee on Internal Improvements.

Mr. Dement proposed for adoption the following resolutions, viz:

Resolved, by the House of Representatives, the Senate concurring herein, That the Auditor of Public Accounts and Secretary of State without delay contract with some suitable person for the immediate finishing and completion of one or two of the lower rooms of this house for the use of the Clerks and Committees of the present General Assembly; *Provided*, That the General Assembly is not to be considered committed by

the passage of this resolution to pay for the erection of the new State House.

Resolved, That the committee to whom the subject of the public buildings is refered be authorized to send for all persons and papers necessary for the proper investigation of the said subject.

Mr. Smith of Wabash called for a division of the question.

And then the House adjourned until 2 o'clock P. M.

2 o'clock, P. M.

House met pursuant to adjournment.

The question pending when the House adjourned in the forenoon, being the resolutions submitted by Mr. Dement in relation to the public buildings, again coming up for consideration, the question was put,

Shall the first resolution be adopted?

And decided in the negative.

The question was then put on the adoption of the second resolution; and determined in the affirmative.

Ordered, That the Clerk inform the Senate thereof, and ask their concurrence therein.

Mr. McCown gave notice that he should on Thursday next, or some day thereafter, ask leave to introduce a bill concerning State roads.

Mr. Cloud, from the joint select committee appointed to draft and report rules for the government of the two Houses, reported that they had amended the third joint rule by striking out the word "one," and inserting "two" in lieu thereof, and by striking out "two" and inserting "three" in lieu thereof.

The amendments were then concurred in.

Ordered, That the clerk inform the Senate thereof.

On motion of Mr. Cloud,

Resolved, That 200 copies of the rules of this House, the joint rules of the two Houses, and standing committees of the House, be printed in pamphlet form for the use of the House.

Mr. Douglass from the committee on Petitions, made the following report, viz:

The committee on Petitions to whom was refered the pe-

tition of William Stuart, praying for a divorce, have had the same under consideration, and respectfully submit the following as the result of their deliberations. The constitution of our State provides, that "the powers of the government of the State of Illinois, shall be divided into three distinct departments, and each of them be confided to a separate body of magistracy, to wit: Those which are legislative to one; those which are Executive to another; and those which are judiciary to another:" and that "no person or collection of persons, being one of those departments, shall exercise any power properly belonging to either of the others, except as hereinafter expressly directed, or permitted." The enactment of laws properly belongs to the legislative department; the power of expounding them is the peculiar duty of the judiciary; and that of executing them belongs to the executive branch of the government. It is not competent for the legislative or executive department to perform judicial powers; nor can the judiciary exercise legislative or executive functions; except in those cases expressly provided for in the constitution. The legislature is not authorized in any part of the constitution to resolve itself into a judicial tribunal for the purpose of granting divorces, or dissolving any other contract; but is expressly prohibited the power of doing so, by that clause of the constitution which declares that "no person or collection of persons, being one of those departments, shall exercise any power properly belonging to either of the others." In accordance with these principles and provisions of the constitution, the legislature has enacted salutary laws, pointing out the causes for which divorces may be granted, and the manner in which they may be obtained; making it the duty of the courts to expound those laws, hear the testimony, and judicially determine all cases occurring under them; and leaving it to the executive officers to carry into effect the decrees of the courts. It is possible that these laws may be defective; if so, let them be amended; although your committee are not aware that any alterations in them are necessary at this time to the furtherance of the ends of justice. Our courts are open for applications of this nature to all classes of community, affording a speedy and certain remedy in all cases in which justice requires their intervention. Yet, instead of the number of applications diminishing, every day bears ample testimony to the fact that they are rapidly increasing to an almost unlimited extent. In contemplating the cause of these numerous appli-

cations to the Legislature from all parts of the State for divorces, when the applicants might obtain justice in the circuit courts of their respective counties, with much less trouble, and without any expense, your committee are irresistably impelled to the conclusion that the reason of their applying to the Legislature, is, that they are not legally entitled to divorces, and therefore could not obtain them in the courts of justice. Great injustice might be, and in all probability, frequently is, done in dissolving the marriage contract by the Legislature, where the proceedings are entirely ex parte and usually instituted by the aggressing party. Your committee are not prepared to say that the present petitioner is justly and legally entitled to the redress he seeks; but are clearly of the opinion, that he has failed to make it so appear to the committee; and that he has applied to a department of the government which could not take cognizance of his complaint without an assumption of power not authorized by the constitution. For the purpose of eliciting an expression of the opinion of the House on this important but vexatious subject, your committee would respectfully offer the following resolution:

Resolved, That it is unconstitutional and foreign to the duties of legislation, for the Legislature to grant bills of divorce.

Mr. Hardin moved to amend the resolution by striking out the word "unconstitutional," and insert in lieu thereof "inexpedient;"

Which was agreed to.

Mr. Pace moved to lay the report and resolution as amended upon the table, until the 4th of July next; which was decided in the negative by yeas and nays, upon the call of Messrs. Dubois and Galbreath, as follow, viz:

In the affirmative,

Messrs. Aldrich, Barnett, Bentley, Carpenter, Charles, Davis, Dawson, Dement, Diarman, Dunbar, Edmonston, Harris, Henshaw, Huey, Lane, Lincoln, Logan, McCormick, Madden, Moore of St. Clair, Murphy of Perry, Pace, Ralston, Reddick, Scarborough, Shield, Smith of Wabash, Thompson, Turley, Turney, and Witt—31.

In the negative,

Messrs. Able, Atwater, Ball, Cloud, Courtright, Craig, Davidson, Dollins, Dougherty, Douglass, Dubois, Edwards, Elkin, English, Enloe, French, Galbreath, Green of Clay, Green of

St. Clair, Hankins, Happy, Hardin, Hogan, Hunt, Lagow, Leary, Lyons, McCormick, McCown, Marrs, Minor, Minshall, Moore of McLean, Morton, Murphy of Vermilion, Naper, Nowlin, Odam, Oneille, Paullen, Rawalt, Richardson, Smith of Madison, Stone, Stuart, Stuntz, Voris, Walker of Cook, Walker of Morgan, Webb, Wheeler, Wilson, and Mr. Speaker —52.

The question was then taken on the adoption of the resolution as amended—and decided in the affirmative, by yeas and nays, upon the call of Messrs. McCown and Stuntz, as follow, viz:

In the affirmative,

Messrs. Able, Aldrich, Atwater, Ball, Barnett, Cloud, Courtright, Craig, Crain, Davidson, Dollins, Dougherty, Douglass, Dubois, Edwards, Elkin, English, Enloe, French, Galbreath, Green of Clay, Green of St. Clair, Hankins, Happy, Hardin, Hogan, Hunt, Lagow, Leary, Lyons, McCown, McClernand, Marrs, Minor, Minshall, Moore of McLean, Morton, Naper, Nowlin, Odam, Oneille, Paullen, Rawalt, Smith of Madison, Stone, Stuart, Stuntz, Voris, Walker of Cook, Walker of Morgan, Webb, Wilson, Wood, and Mr. Speaker —54.

In the negative,

Messrs. Bentley, Carpenter, Charles, Davis, Dawson, Dement, Diarman, Dunbar, Edmonston, Harris, Henshaw, Huey, Lane, Lincoln, Logan, McCormick, Madden, Moore of St. St. Clair, Murphy of Perry, Murphy of Vermilion, Pace, Ralston, Reddick Richardson, Scarborough, Shields, Smith of Wabash, Thompson, Turley, Turney, Wheeler, and Witt—32.

On motion of Mr. Morton,

Resolved, by the House of Representatives, That the committee on Roads and Canals be instructed to enquire into the propriety of the present termination of the Illinois and Michigan Canal: also, the practicability of making a feeder of the Calamic, and all other matters and things relating to the construction and progress of said canal; the amount of money expended, and for what purposes. The said committee are hereby authorized to send for persons and papers. The committee are also instructed to report a bill making the Commissioners of said canal elective by both branches of the General Assembly.

On motion of Mr. Logan,

Resolved, That the committee on Education be instructed to enquire into the expediency of memorializing Congress to authorize the relinquishment of section No. 16, in such townships in this State where the land is unfit for cultivation, and to authorize the selection of other unappropriated lands in the same townships in lieu thereof.

On motion of Mr. Hogan,

Resolved, That the Auditor of Public Accounts be requested to communicate to this House the quantity of land bought by the State for taxes: the quantity redeemed, specifying also, the time at which said lands were purchased by the State, and the counties in which they are situated.

Mr. English gave notice that on Monday next, or some day thereafter, he should ask leave to introduce a bill for an act to construct a turnpike or rail-road from Carrolton, Greene county, to Bluffdale in said county, and for other purposes.

Mr. Leary gave notice that on Tuesday next, or some convenient day thereafter, he should ask leave to introduce a bill entitled,

"An act amending an act entitled an act concerning forcible entry and detainer."

Mr. Hogan gave notice that on Tuesday next, or some day thereafter, he should ask leave to introduce a bill for the location of a State road from Vandalia, in Fayette county, to Alton, in Madison county.

Mr. Davidson proposed for adoption the following resolution, viz:

Resolved, by the House of Representatives, the Senate concurring herein, That each House will meet in the Hall of the House of Representatives on the 17th instant, at 2 o'clock, P. M. for the purpose of electing a Judge and State's Attorney, for the third judicial circuit to fill the vacancies occasioned by the resignation of Judge Hardin and J. Dougherty.

Mr. Edmonston moved to amend the resolution by adding, "and also a State's Attorney for the 5th judicial circuit."

Mr. McClernand moved to amend the amendment by adding, "and also a State's Attorney for the 4th judicial circuit;"

Which was agreed to.

The amendment as amended was then adopted.

Mr. Webb moved to amend the resolution by striking out all after the word "electing," and insert the following:

"An Auditor of Public Accounts, a Treasurer, a Judge for the third judicial circuit, a Public Printer, an Attorney General,

State's Attorneys in the different judicial circuits, except the 2nd, and a Warden of the Penitentiary"—when

Mr. Dement moved to lay the resolution and proposed amendment on the table; which was not agreed to.

The question was then put upon the adoption of the amendment offered by Mr. Webb;

And decided in the negative.

The resolution as amended was then adopted.

Ordered, That the clerk inform the Senate thereof; and ask their concurrence therein.

On motion of Mr. Huey,

Resolved, That the committee on Internal Improvement be instructed to inquire into the expediency of the State's constructing a turnpike or McAdamized road from the Wabash, opposite Vincennes, Indiana, to the Mississippi, opposite St. Louis, Mo., and also that they inquire into the expediency of improving the navigation of the Kaskaskia river, and that they report by bill or otherwise.

And then the House adjourned.

SATURDAY, December 17, 1836.

House met pursuant to adjournment.

Mr. Speaker appointed Messrs. Madden, Dawson and McClernand the committee on enrolled bills on the part of the House of Representatives.

Mr. Harris presented the petition of James K. Good, and others, praying the Legislature to pass an act authorizing the sale of certain land, the reading of which was,

On his motion,

Dispensed with, and the same refered to the committee on the Judiciary.

Mr. Hogan presented the petition of Elizabeth W. Collins, guardian of the infant heirs of William B. Collins, dec'd, praying a sale of real estate, the reading of which was,

On his motion,

Dispensed with, and refered to the committee on Petitions.

Mr. Richardson presented the petition of sundry citizens,

praying a change in part of the State road leading from Gilead to Rushville;

Which was read; and,

On his motion,

Refered to the committee on Petitions.

Mr. Stuart presented the petition of sundry inhabitants of the town of Liberty, praying a change in the name of said town, the reading of which was,

On his motion,

Dispensed with, and the same refered to a select committee.

Ordered, That Messrs. Stuart, Cullom and Elkin be that committee.

Mr. Douglass, from the committee on Petitions to which was refered the petition of Free Frank, reported a bill entitled

"An act to change the name of Free Frank;"

Which was read the first time, and

Ordered to a second reading.

Mr. Reddick, from the select committee to which was refered a certain petition, reported a bill entitled,

"An act to re-locate a part of the State road leading from Paris to Decatur;"

Which was read the first time, and

Ordered to a second reading.

Mr. Dawson, from the select committee to which was refered a certain petition, reported a bill entitled,

"An act re-locating parts of the State road leading from Springfield to Decatur;"

Which was read the first time, and

Ordered to a second reading.

Message from the Senate by Mr. Thomas, their Secretary.

Mr. SPEAKER:—I am directed to inform the House of Representatives that the Senate have concurred with them in their amendments to the bill from the Senate entitled,

"An act to provide for receiving a distributive share of the surplus revenue of the United States on deposite."

I am also directed to inform the House of Representatives that Messrs. Hackelton and Bond have been appointed the committee on Enrolled Bills on the part of the Senate.

And then he withdrew.

Mr. Wheeler, in pursuance of notice heretofore given, asked and obtained leave to introduce a bill entitled,

"An act to make the Clerks of the county commissioners' court and county Treasurers elective by the people;"

Which was read the first time, and

Ordered to a second reading.

On motion of Mr. Dunbar,

Resolved, That a joint select committee of three on the part of the House of Representatives, and two on the part of the Senate, be appointed to draft a memorial to Congress, praying an extension of the act of 1831, which provides for the payment of the revolutionary soldiers down to the year 1783 so as to embrace all those who fought in the Indian wars of the west, down to the treaty of Greenville in 1795; and also embracing in its provisions all those who served for three months during the war of the Revolution down to 1795, and also to provide for the granting a bounty in land to the organized militia men, mounted militia men, mounted militia volunteers, and rangers, who defended the country during the late war with Great Britain.

Ordered, That Messrs. Dunbar, Smith of Madison, and Ball be the committee on the part of the House, that the Clerk inform the Senate thereof and ask their concurrence therein.

On motion of Mr. Moore of St. Clair,

Resolved, That the committee on Public Accounts and Expenditures ascertain and report to this House the probable amount that will be necessary to meet the current expenses for the years 1837 and 1838.

On motion of Mr. Smith of Wabash,

Resolved, That the committee on Finance be instructed to report a bill for an act defining the duties of Treasurer, and providing for the fiscal management and safe keeping of the revenue of this State.

Mr. Rawalt, in pursuance of a notice heretofore given, asked and obtained leave to introduce a bill entitled,

"An act to incorporate the Canton College;"

Which was read the first time, and

Ordered to the second reading.

On motion of Mr. Smith of Madison,

Resolved, That the committee on Finance be instructed to enquire into the expediency of the State's subscribing the one hundred thousand dollars of stock reserved in the "Act to incorporate the subscribers to the Bank of the State of Illinois," and that they report by bill or otherwise.

On motion of Mr. Hardin,

Resolved by the House of Representatives, the Senate concurring herein, That a joint select committee of three from the

House, and two from the Senate, be appointed to memorialize Congress, praying that Congress would consent to the repeal of that portion of the ordinance, which provides that all public lands bought of the United States, shall be exempted from taxes for five years from the date of the entry.

Ordered, That Messrs. Hardin, McCown and Barnett be the committee on the part of the House; that the clerk inform the Senate therof, and ask their concurrence therein.

Mr. Minor proposed for adoption the following resolution, viz:

Resolved, That the committee on the Judiciary be instructed to enquire into the expediency of forming one or more new circuits in this State, and that they report by bill or otherwise as early as practicable.

Mr. Douglass moved to amend the resolution by adding:

"And also to enquire into the expediency of adding another member to the Supreme Court;"

Which was not agreed to.

The resolution was then adopted.

Mr. French gave notice that he should on Saturday next, or some day thereafter, ask leave to introduce a bill allowing a compensation to Judges and Clerks in cases of election for magistrates.

Mr. Dawson from the committee on Enrolled Bills, reported as correctly enrolled a bill entitled,

"An act to provide for receiving a distributive share of the surplus revenue of the United States on deposite."

Mr. Edwards proposed for adoption the following resolution, viz:

Resolved, That the committee on Finance be instructed to report a bill to increase the salaries of the Circuit Court Judges to one thousand dollars.

Mr. Smith of Wabash moved to amend the resolution by striking out the words "one thousand"—when,

On motion of Mr. Richardson,

Said resolution and proposed amendment were laid upon the table.

Mr. Voris gave notice that he should on Thursday next, or some day thereafter, ask leave to introduce a bill for

"An act to incorporate a Hotel Company in the town of Peoria."

Also a bill for

"An act to incorporate a Fire and Marine Insurance Company at the same place.

Mr. Walker of Morgan, in pursuance of notice heretofore given, asked and obtained leave to introduce a bill entitled,

"An act incorporating the Jacksonville and Naples Rail-Road Company;"

Which was read the first time, and

Ordered to a second reading.

Mr. Turney gave notice that he should on Tuesday next, or some day thereafter, ask leave to introduce a bill for

"An act to regulate the fees of the several county surveyors of this State, and for other purposes."

Mr. Turney, also, gave notice that he should on Friday next, or some day thereafter, ask leave to introduce a bill for

"An act for the relief of the heirs of the Hon. B. A. Clark, deceased."

Mr. McClernand, in pursuance of a notice heretofore given, asked and obtained leave to introduce a bill, entitled

"An act to legalize certain process in the 3d Judicial Circuit;"

Which was read the first time; and,

Ordered, to a second reading.

Mr. Aldrich proposed for adoption the following resolution, viz:

Resolved, That the committee on Internal Improvements be instructed to inquire into the propriety and expediency of the State of Illinois becoming a subscriber with individual capitalists, to the amount of one-third part or more of the capital stock to any or all Rail-Road and Canal Companies chartered at the last General Assembly of this State, and that said committee report by bill or otherwise.

On motion of Mr. Hardin,

Said resolution was committed to a committee of the Whole House for Monday next.

Mr. English gave notice that on Tuesday next, or some day thereafter he should ask leave to introduce a bill for

"An act declaring certain roads therein named State roads and for other purposes."

Mr. Pace gave notice that on Tuesday next, or some day thereafter, he should ask leave to introduce a bill for an act concerning the town of Mount Vernon.

Mr. Linder gave notice that on Wednesday next, or some day thereafter, he should ask leave to introduce a bill to amend an act, entitled

"An act concerning Justices and Constables."

Mr. Ralston, in pursuance of notice heretofore given, asked and obtained leave to introduce a bill entitled,

"An act to incorporate the Quincy Academy;"

Which was read the first time, and

Ordered to a second reading.

A Message from the Senate by Mr. Thomas, their Secretary.

Mr. SPEAKER:—The Senate have passed a bill entitled,

"An act to Incorporate the Kaskaskia Bridge Company;"

And ask the concurrence of the House of Representatives therein.

And then he withdrew.

Another Message from the Senate by Mr. Thomas, their Secretary.

Mr. SPEAKER:—The Senate have adopted the following resolution, and ask the concurrence of the House of Representatives therein, viz:

Resolved by the General Assembly of the State of Illinois, That when the Treasurer of this State shall have received drafts of the Secretary of the Treasury of the United States in favor of this State, for her proportion of the public deposites, the said Treasurer shall demand and receive the payment of the said drafts in specie.

They have concurred with the House of Representatives, in the adoption of the resolution from the H. of Representatives appointing this day at 2 o'clock, P. M. for the meeting of the two Houses of the General Assembly in the Hall of the House of Representatives, to elect a Judge and State's Attorney for the 3d Judicial Circuit in this State, and State's Attorneys for the 4th and 5th Judicial Circuits, respectively, as amended by them and ask the concurrence of the House of Representatives in their amendments to said resolutions.

They amend by striking out of said resolution the words "and also for the purpose of electing State's Attorneys in the 4th and 5th Judicial Circuits in this State.

And he withdrew.

The amendment of the Senate to the resolution from the House, appointing this day at 2 o'clock for the election of Judge and State's Attorney in the third Judicial Circuit, &c. was read,

And concurred in.

Ordered, That the Clerk inform the Senate thereof.

The resolution from the Senate requiring the Treasurer of this State to demand specie on the drafts of the Secretary of

the Treasury of the United States for her proportion of the public deposites, &c. was read: when

Mr. Leary moved that the House adjourn;

Which was not agreed to.

Mr. French moved to lay the resolution on the table;

Which was decided in the negative.

And then the House adjourned until 2 o'clock, P. M.

2 o'clock, P. M

House met pursuant to adjournment.

The Senate, preceded by their Speaker *pro tempore*, appeared in the Hall of the House, in pursuance of a joint resolution, for the purpose of electing a Judge and State's Attorney for the third Judicial Circuit in this State.

Messrs. Ross of the Senate and Dement of the House, being appointed Tellers:

When both branches proceeded by ballot to the election of Judge, and upon the vote being taken, it appeared that Walter B. Scates received ninety-eight votes, Jesse J. Robinson twenty-five votes, and scattering one.

Mr. Scates having received a majority of all the votes given, was declared by the Speaker of the House of Representatives duly elected Judge of the third Judicial Circuit in this State.

They then proceeded to the election of State's Attorney for said Circuit, and upon the vote being taken, Samuel D. Marshall received sixty-five votes, and William H. Stickney sixty votes.

Those who voted for Mr. Marshall, were,

Messrs. Allen of Macon, Bond, Browning, Davidson, Edwards, Fletcher, Hamlin, Herndon, Lane, Mills, Murray, O'Rear, Reilly, Servant, Thomas, Vance, Warren, Whiteside of Pope, and Wight of the Senate; and

Messrs. Aldrich, Ball, Carpenter, Charles, Craig, Davidson, Dawson, Dement, Diarman, Dubois, Dunbar, Edwards, Elkin, Galbreath, Green of St. Clair, Hardin, Hogan, Huey, Lagow,

Leary, Lincoln, Lyons, McCormick, McClernand, Minshall, Moore of St. Clair, Murphy of Vermillion, Naper, O'Neille, Ralston, Rawalt, Scarborough, Shield, Smith of Madison, Smith of Wabash, Stone, Stuart, Stuntz, Thompson, Turley, Turney, Voris, Walker of Cook, Walker of Morgan, Webb, and Wilson of the House of Representatives—65.

Those voting for Mr. Stickney, were

Messrs. Allen of Green, Borough, Craig, Gatewood, Hackelton, Hacker, Maxwell, McLaughlin, Mitchell, Noel, Owen, Parker, Parrish, Pruyne, Ross, Stadden, Turney, Whiteside of Monroe, and Wood of the Senate; and

Messrs. Able, Atwater, Barnet, Bentley, Cloud, Courtright, Crain, Cullom, Davis, Dollens, Dougherty, Douglass, Edmonston, English, Enloe, French, Green of Clay, Hankins, Happy, Harris, Henshaw, Hunt, Lane, Linder, Logan, McCown, McMurtry, Madden, Mars, Minor, Morton, Murphy of Perry, Nowlin, Odam, Pace, Paullen, Reddick, Richardson, Wheeler, Witt and Mr. Speaker—60.

Mr. Marshall having received a majority of all the votes given, was declared by the Speaker of the House of Representatives duly elected State's Attorney for the third Judicial Circuit in said State.

The Senate then withdrew.

Mr. Dawson from the committee on Enrolled Bills, reported that they had this day laid before the Council of Revision a bill entitled,

"An act to provide for receiving a distributive share of the surplus revenue of the United States, on Deposite,"

Mr. Shields moved that the House adjourn;

Which was not agreed to.

The resolution pending when the House adjourned in the forenoon, in relation to the surplus revenue again coming up for consideration,

Mr. Turney moved to lay the same upon the table;

Which was decided in the negative by yeas and nays as follow, upon the call of Messrs. Linder and Murphy of Perry, to wit:

In the affirmative,

Messrs. Logan, Madden and Turney—3.

In the negative,

Messrs. Able, Aldrich, Atwater, Ball, Barnett, Bentley, Carpenter, Charles, Cloud, Courtright, Craig, Crain, Cullom, Davidson, Davis, Dawson, Dement, Diarman, Dollins, Dough-

erty, Douglass, Dubois, Dunbar, Edmonston, Edwards, Elkin, English, Enloe, French, Galbreath, Green of Clay, Green of St. Clair, Hankins, Happy, Hardin, Harris, Henshaw, Hogan, Huey, Hunt, Lagow, Lane, Leary, Lincoln, Linder, Lyons, McCormick, McCown, McMurtry, McClernand, Marrs, Minor, Minshall, Moore of St. Clair, Morton, Murphy of Perry, Murphy of Vermilion, Naper, Nowlin, Odam, Oneille, Pace, Paullen, Ralston, Rawalt, Reddick, Richardson, Scarborough, Shield, Smith of Madison, Smith of Wabash, Stone, Stuart, Stuntz, Thompson, Turley, Voris Walker of Cook, Walker of Morgan, Webb, Wheeler, Wilson, Witt, and Mr. Speaker —84.

Mr. Charles moved that the House adjourn;

Which was not agreed to.

The question was then taken upon the adoption of the resolution, by yeas and nays, upon the call of Messrs. Webb and Murphy of Vermilion, as follow, to wit:

In the affirmative,

Messrs. Able, Aldrich, Atwater, Ball, Barnett, Bentley, Carpenter, Charles, Cloud, Courtright, Craig, Crain, Cullom, Davidson, Davis, Dawson, Dement, Diarman, Dollins, Dougherty, Douglass, Dubois, Dunbar, Edmonston, Edwards, Elkin, English, Enloe, French, Galbreath, Green of Clay, Green of St. Clair, Hankins, Happy, Hardin, Harris, Henshaw, Hogan, Huey, Hunt, Lagow, Lane, Leary, Lincoln, Linder, Logan, Lyons, McCormick, McCown, McMurtry, McClernand, Marrs, Minor, Minshall, Moore of St. Clair, Morton, Murphy of Perry, Murphy of Vermillion, Naper, Nowlin, Odam, Oneille, Pace, Paullen, Ralston, Rawalt, Reddick, Richardson, Scarborough, Shield, Smith of Madison, Smith of Wabash, Stone, Stuart, Stuntz, Thompson, Turney, Turley, Voris, Walker of Cook, Walker of Morgan, Webb, Wheeler, Wilson, Witt, and Mr. Speaker—86.

In the negative,

Mr. Madden.

So said resolution was adopted.

Ordered, That the Clerk inform the Senate thereof.

The resolution from the Senate providing for the printing of 2,000 copies of the Journal of each branch of the present General Assembly;

Was read, and

Concurred in.

Ordered, That the Clerk inform the Senate thereof.

The amendment of the Senate to the resolution from the House, in relation to the printing of bills, &c. for both Houses,

Was read. and concurred in.

Ordered, That the Clerk inform the Senate thereof.

Mr. Nowlin gave notice that he should on Wednesday next, or some day thereafter, ask leave to introduce a bill for

"An act to secure a debt in the hands of a third person, in certain cases."

And then the House adjourned until Monday morning, at 10 o'clock.

Monday, December 19, 1836.

House met pursuant to adjournment.

Mr. Lyons presented the petition of Samuel G. Beckley, Administrator of the estate of J. Cook, deceased, praying for relief, the reading of which was,

On his motion,

Dispensed with, and refered to a select committee.

Ordered, That Messrs. Lyons, Linder and Stone be that committee.

Mr. Douglass from the committee on Petitions, to which was refered the petitions of Henry King and others, praying to be divorced, reported the same back to the House, and asked to be discharged from the further consideration of them;

Which was granted.

Mr. Dougherty from the Committee on the Judiciary, to which was refered the petition of the County Commissioners of Schuyler county reported a bill entitled,

"An act supplementary to an act concerning public roads;"

Which was read the first time, and

Ordered to a second reading.

Mr. Douglass from the committee on Petitions, to which was refered a certain petition, reported a bill entitled,

"An act for the relief of Peter Clemens;"

Which was read the first time, and

Ordered to a second reading.

Mr Douglass from the committee on Petitions, to which was refered the petition of sundry citizens of Jackson county, in relation to a bridge across Beaucoup, made a report thereon, and asked to be discharge from the further consideration of the subject;

Which was granted.

On motion of Mr. Logan,

Said petition was then refered to a select committee.

Ordered, That Messrs. Logan, Stuntz and Able be that committee.

Mr. McClernand presented the petition of Polly Walters and John Ellis, Administrators of the estate of Hiram Walters, deceased, praying the passage of a law authorizing them to sell real estate, the reading of which was,

On his motion,

Dispensed with, and the same refered to a select committee.

Ordered, That Messrs. McClernand, Pace and Davis be that committee.

Mr. Lane from the select committee, to which was refered a certain petition, reported a bill entitled,

"An act to incorporate the town of White Hall, and for other purposes:"

Which was read the first time, and

Ordered to a second reading,

Mr. Walker of Morgan from the select committee to which was referred a certain petition reported a bill for an act entitled,

"An act to appoint Commmissioners to locate a State road from William Crow's to Jacksonville."

Which was read the first time; and,

Ordered, to a second reading.

Mr. French gave notice that he should on Wednesday next, or some day thereafter, ask leave to introduce a bill for a division of the several counties of this State into three districts, each according to population as near as may be, for the purpose of electing County Commissioners.

Mr. Elkin gave notice that he should on Thursday next, or some day thereafter, ask leave to introduce a bill for

"An act to incorporate Stonington College, in Sangamon county."

Mr. Dunbar gave notice that he should on Thursday next, or some day thereafter, ask leave to introduce a bill for the location of a State Road, leading from Charleston, in Coles county, to Urbanna, in Champaigne county.

Mr. Happy gave notice that he should ask leave, on Wednesday next, or some day thereafter, to introduce a bill concerning the town of Exeter in Morgan county.

Mr. Atwater gave notice that he should on Wednesday next, or some day thereafter, ask leave to introduce a bill for "An act to change the name of the town of Columbia."

On motion of Mr. Richardson,

Resolved by the House of Representatives, the Senate concurring herein, That the joint select committee appointed to prepare a memorial to Congress, praying an appropriation to pay for property taken and destroyed by the Indians in 1831 and 1832, be instructed to embrace in their memorial an application to pay for horses and other property lost by the volunteers in the same disturbances in the same years.

Ordered, That the clerk inform the Senate thereof; and ask their concurrence therein.

A message from the Council of Revision by Mr. Sprigg, their Secretary.

Mr. Speaker:—The Council of Revision has approved a bill entitled,

"An act to provide for receiving a distributive share of the surplus revenue of the United States on deposite."

And he withdrew.

Mr. Dougherty proposed for adoption the following resolutions, viz:

Resolved by the People of the State of Illinois, represented in the General Assembly, That our Senators in Congress are hereby instructed, and our Representatives requested to use their best exertions to procure the passage of a law of Congress, granting to the State of Illinois a pre-emption for the term of ten years, on the alternate section of public lands lying within three miles on each side of the third principal meridian in this State, for the purpose of aiding the State in constructing a Rail-Road from the mouth of the Ohio river, to Ottawa, on the Illinois river, or near that point, so as to terminate on some point on the Illinois and Michigan Canal.

Resolved, That for and in consideration of the said grant of lands, the said Rail-Road, when completed, and for the term of twenty years thereafter, shall remain free for the passage of the United States officers, soldiers, and munitions of war.

On motion of Mr. Reddick,

The first of said resolutions was amended by striking out the words "third principal meridian," and inserting the words "on each side of the contemplated Central Rail-Road."

Mr. Ralston moved to amend the resolution by striking out all after the word "resolved," and insert the following:

That a select committee be appointed to enquire into the propriety of memorializing Congress to grant to the State of Illinois a pre-emption right to each alternate section of land on each side of the third principal meridian, for the purpose of aiding in the construction of a rail-road from the Illinos river, at or near the termination of the Illinois and Michigan Canal to the Ohio river—with instructions to report a memorial to Congress, if they think it expedient:

When,

On motion of Mr. Murphy of Perry,

Said resolution as amended, and proposed amendment, were committed to a committee of the Whole House for this day.

Mr. Smith of Madison proposed for adoption the following resolution, viz:

Resolved by the House of Representatives (the Senate concurring herein,) That both Houses will meet in the Hall of the House Representatives on Thursday the 22d inst for the purpose of electing a Warden of the Penitentiary.

Mr. Hogan moved to amend the resolution by striking out the words "Thursday the 22d," and insert "Tuesday the 27th;"

Which was not agreed to.

Mr. Dubois moved to amend the resolution by adding the words "and Auditor and Treasurer;"

Which was agreed to.

Mr. Murphy of Vermilion moved further to amend the resolution by adding the words "State's Attorneys in the Judicial Circuits, in which there are vacancies, except the 6th;"

Which was not agreed to.

The resolution as amended was then adopted.

Ordered, That the Clerk inform the Senate thereof, and ask their concurrence therein.

Mr. Ralston gave notice that he should on Thursday next, or some day thereafter, ask leave to introduce a bill for

"An act to amend an concerning public roads;" approved Feb. 3d, 1835.

Mr. Naper, gave notice that he should on Friday next, or some day thereafter, ask leave to introduce a bill for

"An act to define the extent of possession in cases of settlement on the public lands."

And then the House adjourned until 2 o'clock, P. M.

2 o'clock, P. M.

House met pursuant to adjournment.

Message from the Senate by Mr. Thomas, their Secretary.

Mr. Speaker:—The Senate have concurred with the House of Representatives in the adoption of the resolution authorizing the committee to whom was refered the subject of Public Buildings to send for persons and papers, &c.

They have concurred with the House of Representatives, in the adoption of the resolution providing for the appointment of a joint select committee to draft a memorial to Congress, praying an extension of the act of 1831, which provides for the payment of the revolutionary soldiers, &c.

And have appointed

Messrs. Bond and Warren a committee on their part.

They have also concurred with the House of Representatives in the adoption of the resolution for the appointment of a joint select committee to memorialize Congress to consent to the repeal of that portion of the ordinance, which exempts all public lands in this State from taxation for five years from the time of their purchase of the General Government.

And have appointed

Messrs. Turney and Murray the committee on their part.

And then he withdrew.

Mr. Murphy of Perry proposed for adoption the following resolution, viz:

Resolved by the House of Representatives, (the Senate concurring herein,) That a joint select committee of three on the part of the House, and two on the part of the Senate, be appointed to memorialize Congress, praying them not to grant to any corporate body a pre-emption right to the alternate sections of land on each side of the contemplated Central Rail-Road through this State.

Mr. McClernand moved to amend said resolution by striking out all after the word "resolved," and insert the following, viz:

That it is the sense of this House that all the stock authorized by law for the construction of the Central Rail-Way should be subscribed, and that the same should be commenced in good faith, as a precedent condition to the donation by Congress of each alternate section of land on either side of said

work, to aid the Company incorporated in the construction of of the same; when,

On motion of Mr. Douglass,

Said resolution and proposed amendment were refered to a committee of the Whole House, and the House then resolved itself into a committee of the Whole House on the same, and after some time spent therein,

Mr. Speaker resumed the Chair, and

Mr. Dement reported that the Whole House had, according to order, said resolutions and others on the subject of Internal Improvements under consideration, had made some progress therein, and directed him to ask leave again to sit on said subject;

Which was granted.

Mr. Edwards moved that the House adjourn;

Which was not agreed to.

The bill entitled,

"An act to repeal an act to improve the breed of cattle,"

Was read the second time, when,

Mr. Dement moved to refer said bill to the committee on Agriculture;

Which was not agreed to by yeas and nays as follow' upon the call of Messrs. Cloud and Bentley to wit:

In the affirmative,

Messrs. Atwater, Barnett, Dawson, Dement, Hunt, Lincoln, Madden, Murphy of Vermilion, Scarborough, Smith of Madison, Webb, Wilson, and Mr. Speaker—13.

In the negative,

Messrs. Able, Aldrich, Ball, Bentley, Carpenter, Charles, Cloud, Courtright, Craig, Crain, Cullom, Davidson, Davis, Diarman, Dollins, Dougherty, Douglass, Dunbar, Edmonston, Edwards, Elkin, English, Enloe, French, Galbreath, Green of Clay, Green of St. Clair, Hankins, Happy, Hardin, Harris, Henshaw, Hogan, Huey, Lagow, Lane, Linder, Logan, Lyons, McCown, McMurtry, McClernand, Marrs, Minor, Minshall, Moore of McLean, Moore of St. Clair, Morton, Murphy of Perry, Naper, Nowlin, Odam, Oneille, Pace, Paullen, Ralston, Rawalt, Reddick, Richardson, Shield, Smith of Wabash, Stone, Stuart, Stuntz, Turley, Turney, Voris, Walker of Cook, Walker of Morgan, Wheeler, and Witt—71.

The bill was then ordered to a third reading.

On motion of Mr. Webb,

The rule of the House was dispensed with, and said bill read the third time.

On the question,
Shall said bill pass?
It was decided in the affirmative.
The yeas and nays being called for on the passage of the bill.
Those voting in the affirmative, were,
Messrs. Able, Aldrich, Ball, Barnett, Bentley, Carpenter, Charles, Cloud, Courtright, Craig, Crain, Cullom, Davidson, Davis, Dawson, Dement Diarman, Dollins, Dougherty, Douglass, Dunbar, Edmonston, Edwards, Elkin, English, Enloe, French, Galbreath, Green of Clay, Green of St. Clair, Hankins, Happy, Hardin, Harris, Henshaw, Hogan, Hucy, Lagow, Lane, Lincoln, Linder, Logan, Lyons, McCown, McMurtry, McClernand, Madden, Marrs, Minor, Minshall, Moore of McLean, Moore of St. Clair, Morton, Murphy of Perry, Murphy of Vermillion, Naper, Nowlin, Odam, Oneille, Pace, Paullen, Ralston, Rawalt, Reddick, Richardson, Scarborough, Shields, Smith of Madison, Smith of Wabash, Stone, Stuart, Stuntz, Turley, Turney, Voris, Walker of Cook, Walker of Morgan, Webb, Wheeler, Wilson, and Witt—81.
In the negative,
Messrs. Atwater, Hunt, Wood, and Mr. Speaker—4.
Ordered, That the title of said bill be as aforesaid, that the Clerk inform the Senate thereof, and ask their concurrence therein.
Mr. Turney moved that the House adjourn;
Which was not agreed to.
The bill entitled,
"An act for the relief of the heirs of Mason Paine and Michael Dillow,"
Was read the second time, and,
On motion of Mr. Minshall,
Refered to the committee on the Judiciary.

And then the House adjourned.

TUESDAY, December 20th, 1836.

House met pursuant to adjournment.

Mr. Richardson presented the petition of sundry citizens of Schuyler county, praying the location of a State road on a county road therein named, the reading of which was,

On his motion,

Dispensed with, and the same referred to the committee on Petitions.

Mr. Galbreath presented the petition of sundry inhabitants, praying the establishment of a State road from the Mississippi river, opposite Tully in Missouri, to Macomb, the reading of which was,

On his motion,

Dispensed with, and the same referred to a select committee.

Ordered, That Messrs. Galbreath, Edmonston, and McMurtry be that committee.

Mr. Cloud presented the petition of sundry citizens of Apple creek in Morgan county, praying the passage of a law to authorize them to elect an additional Justice of the Peace and Constable, the reading of which was,

On his motion,

Dispensed with, and the same refered to a select committee.

Ordered, That Messrs. Cloud, Harris, and Happy be that committee.

Mr. Lyons presented the petition of sundry citizens of Irroquois county, praying the establishment of a State road therein named, the reading of which was,

On his motion,

Dispensed with, and the same refered to the committee on Roads and Canals.

Mr. Craig presented two several petitions of the citizens of the county of Mercer, praying a permanent location of their county seat, and the annexation of a part of Rock Island county to Mercer, the reading of which was,

On his motion,

Dispensed with, and the same refered to the committee on Petitions.

Mr. Charles presented the remonstrance of sundry citizens of Rock Island county against the annexation of a part of Rock Island county to Mercer county, the reading of which was,

On his motion,

Dispensed with, and the same refered to the committee on Petitions.

Mr. Moore of St. Clair from the committee on Finance reported a bill entitled,

"An act to amend and reduce into one the several acts concerning the public revenue;" when,

On motion of Mr. Webb,

The rule of the House was dispensed with, and the bill read the first time by its title.

On motion of Mr. Dawson,

Said bill was laid upon the table, and 2,00 copies ordered to be printed.

Mr. Moore of St. Clair from the committee on Finance, reported a bill entitled

"An act making partial appropriations;"

Which was read the first time, and

Ordered to a second reading.

On motion of Mr. Moore of St. Clair,

The rule of the House was dispensed with and said bill read the second time by its title, and

Ordered to be engrossed for a third reading.

On motion of Mr. Carpenter,

The rule of the House was dispensed with and said bill read the third time by its title.

The bill was then passed.

Ordered, That the title of said bill be as aforesaid, that the Clerk inform the Senate thereof, and ask their concurrence therein.

Mr. Minshall gave notice that he should on Monday next, or some day thereafter, ask leave to introduce a bill to amend

"An act concerning the limitation of land titles."

Mr. Douglass from the committee on Petitions, to which was refered sundry petitions and remonstrances from Sangamon county, in relation to a division of said county, made the following report.

The committee on Petitions, to whom was referred the petitions of sundry citizens of Sangamon county, praying for the establishment of a new county, together with the remonstrance of a portion of the inhabitants of said county, "against the formation of such new county, have had the same under consideration, and a majority of the committee have directed me to report the fact." The petition and remonstrance show that about fifteen hundred inhabitants have signed said petition, in favor of the new county; and that about twelve hundred have signed the remonstrance against it. Although the peti-

tion, upon the face of it purported to be signed by the citizens of Sangamon and Morgan counties; yet it appears on examination that a very small number of said petitioners, say not exceeding twenty or thirty belong to Morgan county. Your committee were informed that the highest number of votes ever polled in the said county of Sangamon, was something less than twenty-eight hundred, from which it appears that a majority of the voters of said county of Sangamon, have signed said petition for the establishment of said new county. The said petitioners pray for the formation of a new county out of parts of the counties of Sangamon and Morgan, but the petitions were never circulated in the county of Morgan, and the idea of obtaining a part of Morgan county was abandoned after getting up said petitions. The petitioners having given the legal notices, have presented such a state of facts as would have entitled them to a new county, according to the act of December 26, 1826, had they not asked in their petition for a part of Morgan county, when they neglected to circulate their petitions. It was suggested to your committee by persons present who were supposed to be familiar with the wishes of the people of Sangamon county on the subject, that the prayer of the petitioners would be favorably answered by the formation of a new county out of that part of Sangamon county described in the petition without any of Morgan.—Anxious to conform as near as possible to the wishes of a majority of the citizens of Sangamon county, a majority of the committee have directed me to report a bill for the establishment of a new county, out of that part of Sangamon described in the petition. And for the purpose of avoiding all difficulties that might possibly arise, they have inserted a provision referring it to the voters of Sangamon county for their approval or disapproval.

The bill was read the first time, and

Ordered to a second reading,

On motion of Mr. Lincoln,

The rule of the House was dispensed with, and the bill read a second time by its title.

On the further motion of Mr. Lincoln,

The bill was referred to a select committee.

Ordered, That Messrs. Lincoln, Wilson and Richardson be that committee.

Mr. Edmonston, from the select committee to which was referred a certain petition, reported a bill for

"An act to locate a State road from Macomb to the Mississippi river opposite Burlington;"

Which was read the first time, and

Ordered to a second reading.

Mr. Atwater gave notice that he should on Thursday next, or some day thereafter, ask leave to introduce a bill for

"An act to incorporate the Augusta Academy."

Mr. Stuart from the select committee to which was referred a certain petition reported a bill for

"An act to change the name of the town of Liberty."

Which was read the first time, and

Ordered to a second reading.

Mr. French from the select committee to which was referred a certain petition, reported a bill for

"An act to locate and establish a State road from the State line of Indiana to Cat-fish Point, in the county of Edgar;"

Which was read the first time, and

Ordered to a second reading.

Mr. Webb gave notice that he should on Thursday next, or some day thereafter, ask leave to introduce bills of the following titles, viz:

"An act for the benefit of Thomas T. Woods, infant heir of John Woods, deceased."

"An act authorizing James Jessop to build a bridge across Skillet Fork."

"An act for the relief of Charles J. Weed."

Mr. Murphy of Vermilion gave notice that he should on Thursday next, or some day thereafter, ask leave to introduce a bill entitled,

"An act to incorporate the Danville and Covington Rail-Road Company."

On motion of Mr. Reddick,

Resolved, by the House of Representatives, That a committee of three be appointed to enquire of the Central Rail-Road Company, or their agent, if practicable, whether all or any part of the stock has been sold, and whether said sales have been made according to the requisition of said charter, and whether said company will agree to surrender said charter to the State, and if so, on what terms such surrender will be made, and that they report to the House such facts as they may gather by making such enquiries.

Ordered, That Messrs. Reddick, Murphy of Perry and Dollins be the committee in pursuance of the foregoing resolution.

Mr. Lyons from the select committee to which was referred a certain petition, reported a bill entitled,

"An act for the relief of Samuel G. Beckley, Administrator of Isom Cook, deceased;"

Which was read the first time, and

Ordered to a second reading.

Mr. Wood in pursuance of a notice heretofore given, asked and obtained leave to introduce a bill for

"An act to subject lands held by certificates to be sold under execution;"

Which was read the first time, and

Ordered to a second reading.

The rule of the House was dispensed with, and said bill read the second time by its title; and,

On motion of Mr. Stuart,

Referred to the committee on the Judiciary.

Mr. Lyons gave notice that he should on Thursday next, or some day thereafter, ask leave to introduce a bill for

"An act in relation to the appropriation heretofore made to Champaigne county."

On motion of Mr. Rawalt,

Resolved by the House of Representatives, (the Senate concurring herein,) That a joint select committee of both houses be appointed to prepare a memorial to Congress, praying for a donation of every alternate section of land, or fractional part thereof, belonging to the United States, lying within the inundated bottom lands on either side of the Illinois river, from the point where the Illinois and Michigan canal intersects the Illinois river to its junction with the Mississippi river, to the State of Illinois for the purpose of making roads and canals through said inundated bottom.

Ordered, That Messrs. Rawalt, Henshaw and Paullen be the committee on the part of the House; that the clerk inform the Senate thereof, and ask their concurrence therein.

On motion of Mr. Enloe,

The resolution some time since laid upon the table in relation to an Assistant Door-keeper, was taken up.

Mr. English moved to amend the resolution by striking out all after the word "resolved," and insert the following:

That the Door-keeper of this House be authorized to hire a suitable person to assist him in his duty as Door-keeper at any sum not to exceed $1 50 per day.

Mr. Enloe moved to amend the amendment by striking out all after the word "That," and insert the following:

"This House elect an Assistant Door-keeper to aid the present one in the discharge of his duties;"

When,

On motion of Mr. Richardson,

The resolution and proposed amendments were laid upon the table, until the 4th of July next.

Mr. Enloe proposed for adoption the following resolution, viz:

Resolved by this General Assembly, That the present Door-keeper be not allowed one cent more than the ordinary wages of Door-keeper.

Mr. Lincoln moved to amend the resolution by striking out all after the word "Resolved," and insert the following viz:

That the Door-keeper of this House be now requested to state publicly to this body whether in his opinion, an Assistant Door-keeper is necessary;

When,

On motion of Mr. Richardson,

The resolution and amendment were laid upon the table, until the 4th day of July next.

And then the House adjourned.

WEDNESDAY, December 21, 1836.

House met pursuant to adjournment.

Mr. Lincoln moved that the report yesterday made by Mr. Stuart from the minority of the committee on Petitions, to which was referred the petitions and remonstrances from Sangamon county for and against the formation of a new county out of said county, be spread upon the Journal;

Which motion was decided in the negative.

Message from the Senate by Mr. Thomas, their Secretary.

Mr. SPEAKER:—The Senate have passed bills of the following titles, viz:

"An act to locate a State Road from Shelbyville in Shelby county, to Danville in Vermilion county."

An act for relief of the purchasers of Saline lands."

In the passage of which several bills they ask the concurrence of the House of Representatives.

They have concurred with the House of Representatives in the adoption of the resolution instructing the joint select committee appointed to prepare a memorial to Congress, praying an appropriation to pay for property taken and destroyed by the Indians in 1831 and 1832 to embrace in said memorial a prayer that appropriations be made by Congress to pay for horses and other property lost by the volunteers in the same disturbances in the same years.

And he withdrew.

Mr. Stuart presented the petition of sundry citizens of McLean, Putnam and Tazewell counties, praying the formation of a new county out of said counties,

The reading of which was, on his motion,

Dispensed with, and the same refered to a select committee.

Ordered, That Messrs. Stuart, Atwater and Moore of McLean be that committee.

Mr. Walker of Cook presented the petition of sundry citizens of the town of Juliet, praying the passage of an act incorporating said town,

The reading of which was, on his motion,

Dispensed with, and the same referred to the committee on Petitions.

Mr. Dougherty from the committee on the Judiciary to which was referred the petition of Alice Good and James K. Good and others, praying the sale of certain lands, &c. belonging to the estate of Ezekiel Good made a report thereon adverse to the prayer of the petiticners, and asked to be discharged from the further consideration of the subject;

Which was granted.

Mr. Douglass, from the committee on Petitions to which was referred the Petition of Elizabeth W. Collins, praying the sale of certain real estate, reported the same back to the House and asked to be discharged from the further consideration of said petition;

Which was granted.

On motion of Mr. Hogan,

Said petition was then referred to the committee on the Judiciary.

Mr. Speaker laid before the House a report from the Auditor of Public accounts, in pursuance of a call of the House, in relation the to Saline lands, and,

On motion of Mr. Dollins,

Said report was laid on the table and 2,000 copies ordered to be printed.

The resolution from the Senate in relation to the erection of a Hospital at the mouth of the Ohio river, in Alexander county, was read and concurred in.

Ordered, That Messrs. McClernand, Dougherty and Able be the committee on the part of the House, and that the Clerk inform the Senate thereof.

The memorial to Congress in relation to the National Road,

Was read, and concurred in.

Ordered, That the Clerk inform the Senate thereof.

The bill from the Senate entitled,

"An act to Incorporate the Kaskaskia Bridge Company;"

Was read the first time, and,

Ordered to a second reading.

On motion of Mr. Shields,

The rule of the House was dispensed with, and said bill read the second time by its title—and,

On the further motion of Mr. Shields,

Referred to a select committee.

Ordered, That Messrs. Shields, Davidson and Carpenter be that committee.

Mr. Stuart gave notice that he should on Friday next, or some day thereafter, ask leave to introduce a bill for

"An act to incorporate the Pekin Hotel Company."

Mr. Turley gave notice that he should on Monday next, or some day thereafter, ask leave to introduce a bill for

"An act to incorporate the Essex Steam Mill Company of Shelby county."

Mr. French, in pursuance of notice hertofore given, asked and obtained leave to introduce a bill for

"An act allowing compensation to Judges and Clerks of election in certain cases;"

Which was read the first time, and,

Ordered to a second reading.

Mr. Cloud gave notice that he should on Monday next, or some day thereafter, ask leave to introduce a bill for

"An act to amend the several acts relating to the Attorney General and State's Attorneys."

Mr. Bentley gave notice that he should on Monday next, or some day thereafter, ask leave to introduce a bill for

"An act providing for the distribution of the School Funds to the several counties of this State."

Mr. Pace, in pursuance of notice heretofore given, asked and obtained leave to introduce a bill for

"An act to incorporate the town of Mount Vernon."

Which was read the first time, and,

Ordered to a second reading.

Mr. Enloe, in pursuance of notice heretofore given, asked and obtained leave to introduce a bill for

"An act to amend the act to license and regulate taverns;"

Which was read the first time, and

Ordered to a second reading.

Mr. Happy in pursuance of notice heretofore given, asked and obtained leave to introduce a bill for

"An act concerning the town of Exeter, in Morgan county."

Which was read the first time, and

Ordered to a second reading.

Mr. Murphy of Perry proposed for adoption a memorial and resolution in relation to the establishment of a mail route from the mouth of the Ohio, by way of Unity, Jonesboro', Brownsville, and Pinckneyville to Belleville.

On motion of Mr. Smith of Wabash,

The same was laid on the table.

Mr. Thompson from the select committee to which was referred a certain petition, reported a bill for

"An act for the relief of the minor heirs of James Marshall, deceased."

Which was read the first time, and

Ordered to a second reading.

Message from the Senate by Mr. Thomas, their Secretary.

Mr. Speaker:—The Senate have concurred with the House of Representatives in the passage of the bill entitled,

"An act making partial appropriations,"

As amended by them, and ask the concurrence of the House of Representatives in their amendment to said bill.

They have also concurred with the House of Representatives in the passage of the bill from the House of Representatives entitled,

"An act to repeal an act to improve the breed of cattle."

And then he withdrew.

Mr. Lincoln from the select committee to which was referred the bill entitled,

"An act for the organization of the county of ———"

Reported the same with sundry amendments;

Which were read.

Mr. Nowlin moved to amend the amendment by striking out the word "Marshall," the name of the county, and insert "Van Buren;"

Which was agreed to.

Mr. Lincoln moved to fill the blank in the amendments with the word "August;"

Which was agreed to.

Mr. Douglass then called for a division of the question.

The question was then taken on each amendment separately, and decided in the affirmative.

Mr. Dawson moved to amend the bill by striking out and inserting after the word "the" in the 8th line of the first section the following:

"Line dividing ranges five and six—thence south along the range line, between five and six, to the south west corner of township No. eighteen, north of range five west—thence diagonally across ranges six and seven."

And then the House adjourned.

THURSDAY, December 22, 1836.

House met pursuant to adjournment.

Message from the Senate by Mr. Bush, their Assistant Secretary.

Mr. SPEAKER:—The Senate have adopted the following resolution, and ask the concurrence of the House of Representatives therein, viz:

Resolved by the Senate, (the House of Representatives concurring herein,) That our Senators in Congress be instructed, and our Representatives requested to use their influence to procure an act of Congress, to stop from sale the lands owned by the United States, within this State except to those that become actual settlers and cultivators of the soil, and to no one person more than 640 acres.

That no person or persons be permitted to enter by pre-emption, until they first make proof to the full satisfaction of the

Register and Receiver that they have lived upon and cultivated at least 10 acres of the same tract of land, which they claim by pre-emption, for the space of 12 months or more, that it is for their own use and not in trust for another. That when any person or persons may make improvements upon Congress land in the prairies, and that no timber is upon the tract of land, which their improvement is on, that such person be permitted to enter 160 acres of timber for the use of his farm, wherever they may please, if the same be not covered by pre-emption.

That where any person or persons may live upon land of their own and part of their improvements may be upon lands owned by the United States, that they are permitted to enter so much as will cover their improvement, provided that it does not exceed 160 acres.

The Senate have concurred with the House of Representatives in the adoption of the resolution, providing for the appointment of a joint select committee, to draft a memorial to Congress, praying a donation of the public lands contiguous to the Illinois River, to the State of Illinois:

And have appointed

Messrs. Thomas and Butler the committee on their part.

And then he withdrew.

Another Message from the Senate by Mr. Thomas, their Secretary.

Mr. Speaker:—The Senate have adopted the following resolution, viz:

Resolved by the Senate (the House of Representatives concurring herein,) That our Senators in Congress be instructed and our Representatives requested to use their influence to procure the passage of a law making a donation of every alternate section of land or fractional part thereof, belonging to the United States, lying within the immediate bottom lands on either side of the Kaskaskia River from Shelbyville in Shelby county to its confluence with the Mississippi River, for the purpose of improving the navigation of said Kaskaskia river.

And ask the concurrence of the House of Representatives in the adoption thereof.

They have passed a bill entitled,

"An act supplementary to an act to incorporate the Alton Marine and Fire Insurance Company;" approved February 7th, 1835.

And ask the concurrence of the House of Representatives therein.

And then he withdrew.

The question pending when the House adjourned last evening, being the amendment proposed by Mr. Dawson to the bill entitled,

"An act for the organization of the county of ———."

Coming up for consideration;

Mr. Dawson withdrew his amendment.

Mr. Linder moved to amend the 7th section of the bill by striking out the word "Sangamon," and insert "Van Buren."

And after debate had thereon,

The House adjourned until 2 o'clock, P. M.

2 o'clock, P. M.

House met pursuant to adjournment.

The question pending when the House adjourned in the forenoon, being the motion made by Mr. Linder to strike out "Sangamon," and insert "Van Buren," again coming up for consideration:

Mr. Linder withdrew his amendment, and

Moved to strike out the 7th section of the bill, which is as follows, to wit:

That the legal voters of the county of Sangamon, shall meet at the several places of holding elections in said county on the first Monday of June next, and if a majority of said voters shall vote in favor of the organization of said new county of Van Buren under this act, then shall the county be organized as is in this act provided for, but if a majority of said voters shall vote against the organization of said new county, then shall this act be void and of none effect.

Mr. Huey moved that the House adjourn;

Which was not agreed to.

Mr. Bentley moved that the bill and proposed amendment be referred to a select committee;

Which was not agreed to.

The question was then taken upon the motion to amend as proposed by Mr. Linder, and decided in the negative as follow, upon the call of Messrs. Webb and Stuart, to wit:

In the affirmative,

Messrs. Bentley, Carpenter, Dement, Douglass, Edmonston, English, Enloe, Galbreath, Hankins, Happy, Harris, Linder, Madden, Marrs, Minor, Morton, Nowlin, Odam, Ralston, Reddick, Shield, Smith of Madison, Turley, Turney, Walker of Cook, Whitten and Mr. Speaker—27.

In the negative,

Messrs. Able, Aldrich, Atwater, Ball, Barnett, Cloud, Courtright, Craig, Crain, Cullom, Davidson, Davis, Dawson, Diarman, Dollins, Dougherty, Dubois, Dunbar, Edwards, Elkin, French, Green of Clay, Hardin, Henshaw, Huey, Hunt, Lagow, Leary, Lincoln, Logan, McCormick, McCown, McMurtry, Minshall, Moore of McLean, Moore of St. Clair, Murphy of Perry, Murphy of Vermillion, Oneille, Pace, Paullen, Rawalt, Scarborough, Smith of Wabash, Stone, Stuart, Stuntz, Thompson, Voris, Walker of Morgan, Webb, Wheeler, Wilson, and Witt—53.

Mr. McMurtry moved that the House adjourn;

Which was decided in the negative.

On motion of Mr. Edwards,

Said resolution was referred to a select committee.

Ordered, That Messrs. Edwards, Douglass and Stone be that committee.

And then the House adjourned.

Friday, December 23, 1836.

House met pursuant to adjournment.

Mr. Edwards from the committee on Education to which was referred a certain resolution, reported the following resolution, viz:

Resolved by the House of Representatives, (*the Senate concurring herein*,) That our Senators in Congress, and our Representatives be requested to use their influence in procuring the passage of a Law authorising the relinquishment of Sections No. 16 in such Townships in this State where the same are unfit for cultivation, and for the selections of other unappropriated sections in the same Township in lieu thereof.

On the question,

Will the House adopt said resolution?

It was decided in the affirmative.

Ordered, That the Clerk inform the Senate thereof, and ask their concurrence therein.

Mr. Douglass from the committee on Petitions to which was referred a certain petition reported a bill for

"An act to incorporate the Rock Island City Bridge Company;"

Which was read the first time, and

Ordered to a second reading.

On motion of Mr. Hardin,

The rule of the House was dispensed with, and said bill read the second time by its title; and,

Ordered to be engrossed for a third reading.

Mr. Edwards from the select committee to which was referred the bill entitled

"An act for the organization of the County of " reported the same with an amendment, which was read and concurred in.

The bill was then ordered to be engrossed for a third reading.

Mr. Reddick from the select committee appointed to ascertain of the Officers of the Central Rail Road Company certain things, reported, that they had held a correspondence with Mr. Holbrook, the Treasurer and a Director of said company, which correspondence was laid before the House and read, when,

On motion of Mr. Webb,

Said correspondence was referred to the same committee of the whole House to which other resolutions upon the subject of Internal Improvements, was referred.

Mr. Hogan in pursuance of notice heretofore given, asked and obtained leave to introduce a bill for

"An act to locate a State road from Vandalia to Alton;"

Which was read the first time; and,

Ordered to a second reading.

The amendment of the Senate to the bill from the House entitled,

"An act making partial appropriations,".

Was read and concurred in,

Ordered that the Clerk inform the Senate thereof.

The resolution from the Senate in relation to a suspensiou

of the sale of Public Lands, except when to actual settlers, was read, when,

On motion of Mr. Ralston,

The same was referred to a select committee.

Ordered, That Messrs. Ralston, French and Crain be that Committee.

The bill from the Senate entitled,

"An act supplementary to an act to incorporate the Alton Marine, and Fire Insurance Company," "approved Feb. 7, 1835,"

Was read the first time, and

Ordered to a second reading.

Mr. Cloud, from the select committee to which was refered a certain petition, reported a bill for

"An act permanently establishing the Appalonia District in Morgan county, and for other purposes;"

Which was read the first time, and

Ordered to a second reading.

Mr. Herndon proposed for adoption the following resolutions, viz:

Resolved, That the committee on Roads and Canals be instructed to enquire into the expediency of the State taking a portion of the stock of the Beardstown and Sangamon Canal company; when,

On motion of Mr. Hardin,

Said resolution was laid upon the table.

Mr. Pace gave notice that he should on Monday next, or some day thereafter, ask leave to introduce a bill for

"An act concerning County Surveyors."

Mr. Atwater, in pursuance of notice heretofore given, asked and obtained leave to introduce bills, entitled

"An act to change the name of the town of Columbus;" and

"An act to incorporate the Augusta Academy,"

Which were severally read the first time, and

Ordered to a second reading.

On motion of Mr. French,

Resolved, That the Enrolling and Engrossing Clerk be authorized to rent a room within a convenient distance of the State House, for the use of such clerk; *Provided*, That the expense shall not exceed $25, for this session of the Legislature.

On motion of Mr. Dawson,

Resolved, That the committee on Finance be instructed to enquire into the expediency of requiring the Commissioners

of the School Fund to draw for and receive the whole amount of the School Fund belonging to this State now, on deposite in the Commercial Agency at St. Louis, or any other bank, and forthwith deposite the same in the Treasury of this State, and that the same fund be made to leave an interest of six per cent per annum, and that they report by bill or otherwise.

Mr. Naper, in pursuance of notice heretofore given, asked and obtained leave to introduce a bill for

"An act to define the extent of possession in cases of settlement on the public lands."

Which was read the first time, and

Ordered to a second reading.

On motion of Mr. Richardson,

The rule of the House was dispensed with, and said bill read the second time by its title; and,

On motion of Mr. Hardin,

Referred to the committee on the Judiciary.

On motion of Mr. Edwards,

Mr. Turley had leave of absence until Tuesday next.

On motion of Mr. Walker, of Morgan,

Resolved, That the committee on Education be instructed to enquire into the expediency of appropriating the Surplus Revenue derived from the General Government, from the late distribution to the purpose of education, and that they report by bill or otherwise.

Mr. Aldrich gave notice that on Monday next, or some day thereafter he should ask leave to introduce a bill for

"An act to locate a State road from Warsaw, in Hancock county by way of McComb in McDonough county, to Peoria in Peoria county, also a bill for an act to locate a State road from Peoria in Peoria county, by way of Knoxville in Knox county, to Oquaka, in Warren county.

Mr. Nowlin gave notice that on Monday next, or some day thereafter, he should ask leave to introduce a bill for

"An act to amend an act entitled, "an act for the prevention of frauds and perjuries;" approved February 16, 1827.

On motion of Mr. Turney,

Resolved, That the committee on Education be required to enquire into the expediency of adding the Surplus Revenue that may be received from the Treasury of the United States, from time to time, to the Common School fund of this State, and of distributing the same among the several counties, ac-

cording to population, for the purpose of promoting the establishment of Common Schools, and that they report by bill or otherwise.

Mr. Dougherty gave notice that on Monday next, or some day thereafter, he should ask leave to introduce a bill for

"An act for the construction of the Illinois Central Rail Road."

Mr. Cloud gave notice that on Thursday next or some day thereafter he should ask leave to introduce a bill for

"An act for the construction of the Mississippi and Wabash Rail Road;"

Mr. Walker of Cook, gave notice, that on Monday next or some day thereafter, he should ask leave to introduce a bill for

"An act for the benefit of the county of Will."

And then the House adjourned until 2 o'clock P. M.

2 o'clock, P. M.

House met pursuant to adjournment.

On motion of Mr. Atwater,

Resolved by the House of Representatives (the Senate concurring herein, that the Inspectors of the Penitentiary of this State be requested to make an estimate of the probable cost of completing said Penitentiary, agreeable to the plan adopted, when the same was commenced and report to this General Assembly as early as practicable.

Also report the probable expense of procuring ten acres of ground within three miles of the present location of the penitentiary, and the building and completing the same, agreeable to the before mentioned plan. And the comparative advantages of the two points to the State, for profitably employing the convicts therein confined:

Ordered, That the Clerk inform the Senate thereof, and ask their concurrence therein.

Mr. Smith of Wabash, proposed for adoption the following resolution, viz:

Resolved, That the committee on Internal Improvement be instructed to enquire into the expediency of establishing a generel system of internal improvement in this State, to be based upon the following principles, and that they report by bill or otherwise. That is to say:—

1st. That there shall be appointed a Board of Fund Commsssioners, to consist of three practical financiers, whose duty it shall be to negotiate the loans to be authorized by the Legislature; and to superintend the management of the funds arising therefrom.

2d. That there shall be appointed a board of Public works to be styled "the Board of Internal improvement of the State of Illinois," whose duty shall be defined by law.

3d. To provide for the completion of the Illinois and Michigan Canal, and for the management, and gradual sale of the canal lands and lots, as the proceeds may be needed for the successful prosecution of the work; and also to provide for the leasing of the water power created by the construction of the said canal.

4th. To provide for the improvement of the navigation of the Illinois, Wabash, Kaskaskia, Rock and Little Wabash Rivers; reserving to the State, all the hydraulic power created or made available by the said improvements.

5th. For the improvement of the great western mail route from Vincennes Indiana, to the Mississippi River opposite St. Louis.

6th. To provide for the subscription by and on the part of the State of Illinois, to the equal half part of the capital stock of the following Rail Road Companies, incorporated or to be incorporated by the Legislature, that is to say:

1st. The Illinois Central Rail Road company, "the charter of which to be so modified by the Legialature, with the consent of the said company, as to extend from Galena, via. the termination of the Illinois and Michigan canal to its present designated termination at or near the mouth of the Ohio.

2d. A Rail Road from Peoria, via. Bloomington in M'Lean county, through the counties of Champaign, Coles and Edgar, to Paris, in Edgar county, and thence to the State line, in the direction of Terre Haute, Indiana.

3d. "The Wabash and Mississippi Rail Road Company," incorporated to construct a Rail Road from Quincy, via. Jacksonville, Springfield, Decatur and Danville, to the Indiana and Illinois State line.

4th. "The Mount Carmel and Alton Rail Road Company," incorporated to construct a Rail Road from Alton on the Mississippi, to Mount Carmel on the Wabash River.

5th. "The Shawneetown and Alton Rail Road Company," incorporated to construct a Rail Road from Shawneetown to Alton; *Provided*, That but one road shall be made by both of the last mentioned companies west of Carlyle in Clinton county.

6th. "The Alton, Wabash and Erie Rail Road Company," incorporated to construct a Rail Road from Alton on the Mississippi river, via. Hillsborough, Shelbyville, and Danville, to the Indiana State line &c. Said State of Illinois to subscribe to the half part of the capital stock of the said companies or to such of them as shall accede to the terms hereafter mentioned and prescribed, which terms and propositions are as follows to wit:

1st. That the said companies within one year from the first day of January, 1837, shall procure the subscription of one half of their capital stock to be made and taken by individuals, companies, or corporations, and shall organize the said companies under the provisions of their charters, by the election of directors and shall appoint authorized agents to act for the said companies respectively, and shall within the term aforesaid file in the office of the Secretary of State of this State, the acceptance by the said company of the terms prescribed by the State upon which the State proposes to subscribe to one half of the capital stock thereof, which acceptance duely executed by the directors of the company or a majority of them, shall be acknowledged before one of the Justices of the supreme court of this State and shall be binding on the company and the said acceptance shall be accompanied by a certificate of the directors or of a majority of them, attested by their oaths or affirmation, that one half of the capital stock has been *bona fide* subscribed for by individuals, companies, or corporations.

2d. That at any time within two years from the 1st of January 1837, the company or companys accepting of the terms prescribed by the State shall and may pay over to the Board of Fund commissioners one sixteenth part of the probable estimated cost of the work proposed to be constructed by the said company, which estimate shall be made by the Board of Internal Improvement and certified by the board to the directors of the company and annually thereafter the said com-

pany shall pay over to said Board of Fund commissioners in trust for the use of the said company, at least one sixteenth part of the said estimated cost on the work: *Provided*, That in order to hasten the completion of the work the company may at any time extend the amount of their instalments at their option.

3d. That upon the payment of the first and every subsequent instalment being paid in by the said company the said Board of Fund commissioners shall provide and set apart an equal amount which together with the payment made by the said company shall constitute a joint fun for the construction of the said company's Rail Road and none others, and shall be subject to the draft of the board of Internal Improvement and of the directors of the said company jointly for the payment of contracts and expenditures in the survey and construction of the said Rail Road.

4th. That if the capital stock of the said company shall be insufficient to complete and put into full operation the said Rail Road, the company shall be bound to extend their subscription for and pay in one half of the amount of the said instalment, in like manner as though the same had been included in the original amount of the capital stock.

5th. That if at any time there should be a greater amount of funds on hand belonging to any companies, than can be profitably expended upon the work for the time being it shall be lawful to loan the same at interest on good security until received for the expensions on the work.

6th. The State by and through their board of Internal Improvements or other constituted authority, shall have joint and concurrent jurisdiction and management with the directors of the company of all the property and affairs of the said company and the joint and equal direction in the location, construction and managament of the Rail Road, and appendages: *Provided*, that the property of the said company shall not be sold, mortgaged or pledged, for the liabilities of the said company without the consent of the Legislature and *Provided also*, that in the case of a disagreement between the Board of Internal Improvement and the directors of the company the matter in difference shall be referred to the Governor, Chief Justice and Attorney General for the time being, whose decision shall be final and conclusive.

7th. The State reserves the right of transfering the management of the funds and of the concerns of the companies

from one constituted authority to another as they may deem expedient, without vitiating or releasing any obligations on the part of the said companies.

8th. That the State reserves the right of purchasing the whole and exclusive interest in the said Rail Road's property, and appendages at a fair valuation, at any time after the expiration of twenty-five years, from the first of January 1837, which valuation shall be fixed by appraisers, chosen one half by the Legislature and one half by the company, with power to choose an umpire in case of their disability to agree upon the valuation by a majority of the Board of Appraisers, which umpire shall give the casting vote.

9th. That in case any of the said companies after having acceded to the terms of the law by which the State agrees to subscribe to one half of the capital stock of the companies, shall neglect or refuse to pay in any instalment due according to the provisions of the said law for the space of three months after the same shall have become due and payable all the rights and interest of the said company in and to the said Rail Road, and in and to all the property belonging thereto shall cease, the charter of the said company shall become null and void and the State shall take the exclusive charge and possession of the Rail Road and appurtenances and property thereto belonging, and shall and may prosecute the same to completion without the further aid or interference of the company. The stock holders of the said company at the time of said forfeiture being entitled to receive from the State after the completion of the work, the money the company shall have paid in, without interest therefore, excepting the amount of the first instalment which shall be forfeited for the use of the State.

10th. That the tracts of all the said Rail Roads shall be made of one uniform width to be established by law.

11th. That the viaducts and bridges, on the route of the said Rail Roads, to be built over streams exceeding fifty feet wide shall be constructed of sufficient extra width to admit of the passage of common road wagons, the said companies being entitled to charge and receive reasonable tolls for said passage.

12th. That the Road bed of each road, and the bridges and viaducts shall be constructed with a view to a double track but that only one track with suitable and necessary turnouts and sideling shall be made until in the opinion of the Legislature,

the exigencies of the trade upon the road shall require the additional track to be laid down.—And that the said bill shall provide for a loan of ——— millions of dollars to be negotiated on the faith of the State; and to be payable at such times, and in such proportions, as will be necessary to meet the expenditures on the aforesaid works, and shall provide for the management of all the surplus fund not immediately wanted for the prosecution of the works so as to render them productive to the respective funds to which they legitimately belong, by placing them at interest in Banks or otherwise.

The said bill also to authorize and require the Board of Internal Improvement, to select and cause to be entered, in the name of the State of Illinois, in advance of the surveys of the respective routes, any unentered public lands which in their judgement should be considered valuable, with the funds of the Company for the exclusive use and benefit of said Company.

On motion of Mr. Sheilds,

Said resolution was laid on the table and 200 copies ordered to be printed.

McClernand, from the committee to which was referred so much of the Governor's message as charges General Jackson with a violation of the Constitution of the United States, made the following

REPORT:

The Committee to whom was referred that portion of the Governor's Message which relates to the present administration of the General Government, have, after due consideration of the premises, unanimously arrived at the following conclusions, of which they would respectfully make report:

Your committee would remark, in explanation of the delay which has accompanied this report, that the difficulties of their labor have been greatly increased by the novelty of the enquiry, and the great delicacy of the topics embraced in the compass of the discussion.

The Governor of this State, in his message of the 9th inst., has preferred several specific charges against the present Executive of the Federal Government, indicating offences of two distinct dignities. First—The abuse of official patronage and privilege; Second, The violation of the Constitution.

Upon the truth and justice of these charges they are called to decide. To adjudge them true would be not only to con-

demn the policy of the present administration, which has been repeatedly approved by a great majority of the American People, but also to impeach its moral principles. On the other hand to determine them untrue, would be to question the disinterestedness and correctness of grave charges preferred by the Chief Magistrate of the State against a high officer, in an official communication to a co ordinate branch of the State Government.

Hence the difficulties they have experienced.

These considerations, however, have served rather to admonish your committee of the importance of fidelity to their trust, than to unman them for its discharge.

To wound the sensibilities of any, would be a matter of sincere regret to your committee. But while an issue remains between two of the highest dignitaries of our two-fold system, upon constitutional and otherwise vital principles, it behooves at least those of your committee to discard the timid policy of equivocation, and to investigate fearlessly the truth, regardless of personal or party displeasure. This resolution they have formed—and "with the history of their country before them," divested as much of prejudice as the frailties of our natures will permit, they have attempted a faithful and disinterested discharge of their duty. For the sake of brevity and clearness, they have aimed to sift from the body of the Message such specifications as are tangible and susceptible of argument.—These they have taken up in the order of their preferment, and discussed as distinct independent charges; each one resting upon its own merits.

Whilst they cannot by any means coincide with some of the positions assumed by Governor Duncan, they are yet glad to say, they concur with him in the correctness of the many broad and republican principles he has laid down as the land marks of the Federal Constitution. They cordially acknowledge the People to be the only legitimate source of power—that the offices of the Government were instituted for the good of the people, and not for the aggrandizement of their incumbents.

But while they are disposed cheerfully to accord to the correctness of these propositions, they are not prepared to admit as a logical deduction, that the President of the United States or the party in this country which supports the principles of his administration asserts the right of the Executive to pervert the patronage of his office to improper and unwarranted purposes. This being a mere private opinion, unsup-

ported by fact, as your committee are induced to believe, does not demand investigation. If, however, it was the design of Governor Duncan to deny the right of the President (who is responsible to the people for the faithful administration of the Government,) to remove the subordinate officers of his department, and to select those under the forms of the Constitution, who are most disposed and best qualified to aid him in the same; then your committee feel themselves constrained to differ with him.

The right of removal results necessarily from the nature of the presidential office.

The President is the chief executive officer of the government—he is elected by the people;—the responsibility of the due execution of all the multifarious functions of the Executive branch of the Government, are devolved upon him by the Constitution.

Public opinion holds him responsible, and of right as a necessary consequence, he must be clothed with power under the regulations of the Constitution to meet it.

The propriety of the right seems to be capable of illustration.

The President comes into power by force of a certain set of principles—he finds the officers who are to aid him in the administration of the government averse to a co-operation in the support of these principles—the alternatives then result, to abandon them, or remove the delinquent subordinates. Again, a subordinate executive officer may determine to thwart the approved measures of the government, and pervert the influence of his office into an engine of wrong and wickedness.—And without the power of removal, the Government would fall a victim to its instituted agents, by its own hands.

The people, under the forms of the Constitution, elect the President—the President, under the forms of the same, appoints his subordinate officers,—the people have and execute the right of reform for official misconduct, and from a parity of reasoning, it would seem, (he being responsible for their misconduct,) that they should be responsible to him for the due discharge of their duty. To hold the President responsible to public opinion for the administration of his department, and to exempt the subordinate executive officer from correspondent responsibility to him, would be to elevate the subordinate above his principal.—In other words to change the relation of principal and agent.

The right of removal, however, in the opinion of your committee, does not depend solely upon the nature and attributes of the Presidential office for its sanction.

It rests upon other and equally authoritative grounds.

It is authorized by long practice, and sanctioned at least by the tacit consent of the American people.

General Washington, than whom a purer man or more devoted patriot never distinguished any age or country, exercised the power as incident and necessary to the successful discharge of his office.

He assumed the strongest positions in the premises that have ever been practiced by his successors.

To Mr. Jefferson, he declared that he had laid down as a principle of his administration, never to appoint a man to any important and responsible office, who did not hold to the general policy and principles of his administration.

Mr. Adams, his successor, exercised the right.

Mr. Jefferson, "the great Apostle of Liberty" and friend of republican principles, practiced it to a considerable extent,—and so have all those who came after them. General Jackson then, in the exercise of this power, has only availed himself of a right growing out of his executive functions, and acknowledged by long and almost universal consent. Whether he has used it much or little, does not affect the principle.

In explanation, however, of the frequent use of this power during the present administration, your committee would state that, in 1828, General Jackson came into office on a set of principles new and contra-distinguished from those which had guided the destinies of the Nation for the four years immediately preceding. When he entered upon the discharge of his duties, he found many, if not most of the executive officers of the government, averse to this policy and these principles. Such being the case, and it being impracticable to carry them out without their harmonious co-operation, he was moved to dismiss many of them. To have retained them in office, Gen. Jackson would have been unfaithful to the dominant principles of the country, and the great majority of the American people by whom he was elected. The Democratic principle of 'rotation in office,' also required it at his hands.

If the power has been improperly exercised by the present administration, your committee are not apprised of the fact. It may be presumed, though in the exercise of so uncertain a

corrective, that in many cases it has failed to produce the desired reform.

Governor Duncan condemns the power of removal, because of its use in a particular case.

He charges the first Secretary of War, under the administration of President Jackson, with having endangered the public funds, by the appointment of a brother-in-law to the office of Second Auditor, in his department.

Your committee are not apprised of the particular reasons (if any) which led to the precedent removal—they would state, however, if it was an inroad upon our liberties and a hazard of the public funds, that it was the duty of Governor Duncan, as a representative of the people of the State of Illinois, and as a "faithful sentinel on the watch tower of liberty, to have sounded the tocsin of alarm." But this he did not; on the coutrary, he sanctioned the wrong, if such it was, by his silence.

The case, however, is not without a parallel.

The Executive of this State, in the person of Governor Duncan, approved the precedent by the appointment of his brother-in-law to an office involving similar responsibilities. In January, 1835, Governor Duncan was authorized, by a law of the Illinois Legislature, to negotiate a loan of $500,000 on the faith of the State, to aid in the construction of the Illinois and Michigan canal. By virtue of the same law, it became his duty, with the advice and consent of the Senate, to appoint three Canal Commissioners, one of whom was to act as treasurer of the board in the disbursements of the loan, as also of the other funds of the work.

In the discharge of this office, he appointed two others, together with his brother-in-law; the latter assuming the two-fold capacity of commissioner and treasurer.

The second specification of the message charges a violation of the Constitution, in the Protest of the President against the condemnatory resolution passed by the Senate of the United States, on the 28th day of March, 1834.

The resolution read thus:

"*Resolved*, That the President in the late executive proceedings in relation to the public revenue, has assumed upon himself authority and power not conferred by the Constitution and Laws, but in derogation of both."

In support of this charge, Governor Duncan has laid down the broad principle that the Senate, as a portion of the repre-

sentatives of the people, have the right to investigate the conduct of any and every public officer, without amenability to any authority than that of the people.

It is not the intention of your committee to say that the President or any other officer of the Government, is not answerable to public opinion for official misconduct,—and that the conduct of the public agents of the people, should not be subjected to their or official investigation, subordinate to the forms of the Constitution.

On the contrary, your committee concur most heartily, in these views—regarding them as the assertion of principles essential to the proper and republican administration of our institutions.

But while they are free to make this admission, they hold as a principle equally fundamental, that the Senate, as only a member of a co-ordinate branch of the Federal Government, cannot accuse and condemn the Executive of the same, of an impeachable offence, except under the forms of the Constitution, without transcending its legal and constitutional authority. And they hold, moreover, that in the existence of such an event, the President of the United States, as the head of one of the main departments of the Government, has, and should have, the right, both as a private citizen and as a public officer, to be heard in a respectful defence.

It has been for the exercise of this legal and constitutional right that Gen. Jackson has been charged with a violation of the constitution. In the opinion of your committee it rests upon no other basis.

The Constitution of the United States divides the Government into three primary departments. The Legislative, Executive, and Judicial; and by the same instrument they are declared equal and co-ordinate branches of the same head. Each being independent of the other in the legitimate sphere of its action, except in the appointment of particular public officers, and the conclusion of national treaties, in respect to which the Constitution prescribes the union of Excutive and Legislative action on the part of the Senate. Otherwise, perhaps, they are independent of, and irresponsible to each other—free from mutual censure and condemnation for official action, except in the manner and form prescribed by the constitution.

The several departments were thus constructed with an eye to the principle of a proper and just equipoise of power,

that no one of them might change the features and form of our institutions by the usurpation of the exclusive rights of the others. Under the plan of this organization it becomes the sworn duty of the incumbents of each department to watch and protect the rights and integrity of their respective charges.

If then these principles be correct, your committee would assume that it was without the warrant of legal or constitutional authority, that the Senate of the United States did accuse and condemn the President of an impeachable offence, without any design to legislation, without the sanction of previous impeachment by the popular branch of Congress, and without the concomitant adjudication of the Chief Justice of the United States; and when in fine they had not been previously sworn in pursuance of the constitution as impartial triers of his case. Such a proceeding being irregular and unconstitutional, the deduction is clear and irresistible that it was the sacred and bounden duty of the President, as the chief executive officer of the Government, to protest against, and also to resist by all proper and safe means the blow aimed at the legitimate independence of the Executive department, and the integrity of the constitution.

Had General Jackson been guilty of a violation of the constitution, the presumption of law is, that the House of Representatives would have in due time impeached him preparatory to further trial. The Senate in disobedience to this presumption, and in derogation of the constitutional and exclusive rights of the House of Representatives, proceeded to impeach the President of high crime, and by passing the accusatory resolution to find him guilty thereof.

General Jackson by protesting against the resolution of the Senate, instead of having violated the constitution, has, as a public officer acting under the solemn obligation of an oath, aimed only to discharge his duty to his country, and preserve unimpaired the charter of our liberties.

As a private citizen it was consonant to both law and parliamentary usage that he should be heard in his defence. Our laws in their providence for the liberty and safety of the citizen have declared that the accused preparatory to trial shall be informed with certainty of the charge for which he is called to answer, that the witnesses against shall be confronted before him, and that he shall be heard in his defence by himself or counsel. The Senate while debating this resolution

under the rule of long existing privilege, received remonstrances against the President of the most violent and inflamatory character. These facts afford abundant authority for fuller defence than the President was permitted to make, as full a one as the great public and private wrong demanded.

The principle contended for by Governor Duncan, in the opinion of your committee resolves itself into this, that it is the right of the Senate to condemn the accused without hearing—to pass sentence upon its victim without TRIAL by his peers, the bulwark of American Liberty.

The third specification against the President consists of a violation of the constitution, by the removal of the Secretary of the Treasury, (Mr. Duane as it is supposed.) The arguments used by your committee in refutation of the first specification are, in their opinion, equally applicable to this.

The Secretary of the Treasury is acknowledged by long consent and early practice to be an executive officer, subject to his supervision and removal.

The existing law upon that subject passed September 2d 1789, expressly recognizes the right of the President to remove this officer. The law is in the following words: "*Whenever the Secretary of the Treasury shall be removed from office by the President of the United States, or in any other case of vacancy in the office of the Secretary of the Treasury, the Assistant shall, during the vacancy, have the charge and custody of the records, books and papers appertaining to said office.*"

This forms the seventh section of the act entitled an act to establish the Treasury Department, and by recurrence to the debates of Congress elicited by this provision of the law, it will be seen that it was the design of that body by its adoption to recognize expressly the right of the President to remove this officer. But here your committee would remark, that the exercise of this power as a reason for the passage of the condemnatory resolution against the President was renounced as untenable by the most heated and proscriptive of his political opponents.

So far as the character or conduct of Reuben M. Whitney is concerned with this part of the subject, they would say, that they know of no acknowledgment by the General Government from which it is inferable that he has the direction and control of the public funds; so far from it the same has been officially denied by the proper department of the government. During the session of '31 & '35 of the Congress of the United

States, Mr. Webster, Senator in Congress from the State of Massachusetts, called upon the Secretary of the Treasury to inform the Senate in what relation the said Whitney stood to the general government, and if he was an officer in the employment of the government to state by what authority he had been retained, and what compensation he was allowed for his service. In answer to this call, Mr. Woodbury Secretary of the Treasury, communicated to the Senate that Mr. Whitney was no officer of the Government, but that he was the agent of the deposite banks near the Treasury of the United States. Relying upon the correctness of this information, your committee would express it as their opinion that the present Chief Magistrate has not endangered or perverted the public funds to profligate speculation, by entrusting their custody to Mr. Whitney or any other responsible or irresponsible person.

The fourth specification against the President is a violation of the constitution by the removal of the deposites from the United States Bank.

This allegation of the original resolution was also abandoned by the mover; the fact indicating, together with the acquiescence of the House therein, it to have been the opinion of that body that a supervisory control over the public moneys was incident to the executive functions.

The Constitution of the United States imposes on the President the duty of a faithful execution of the laws; to enable him to so execute them the Heads of the Departments are held amenable to him.

Test then the power arraigned by the principle deducible from these facts, and no other conclusion can be arrived at than that justificatory of the President in the exercise of the power.

In 1816 a law was passed authorizing the deposites of the public moneys in the Bank of the United States and its branches, unless the Secretary of the Treasury should otherwise order and direct, for sufficient reasons; which reasons he is required to report to Congress. Now, (to carry out the arguments of your committee) suppose sufficient reasons existed for the removal of the deposites, and the Secretary refused to remove them, would it not be the bounden duty of the President, as an officer sworn to "see the laws faithfully executed," to remove the delinquent subordinate, and to supply his place with an incumbent by the aid of whom he could discharge this constitutional obligation.

The mere fact of imposing the literal removal upon the Secretary, does not release the President from the office of seeing that it is faithfully done. The mere defining of a duty of an executive officer cannot be held to change the official relation subsisting between him and his principal. Such a construction would be equally incompatible with common reason and political economy. The only question arising then in the determination of the just exercise of this power is one of policy and the sufficiency of the reasons therefor.

The American people more than once as well as the President have said in the most emphatic manner that there were ample and sufficient reasons for the removal complained of by Governor Duncan.

The right of the President to a supervisory control over the public money, as over other public property, is not a creation of the present day or the party now in power. It is recognized by early, long and until lately, undisputed practice.

By recurrence to the history of that Department, it will be seen that the Secretary of the Treasury applied to and obtained the consent of the President as a necessary preparatory to the transfer of the public deposites to the present Bank of the United States. It is further manifest that the Secretary of the Treasury in 1819, under the order and authority of President Monroe, transferred a portion of the public deposites from the Branches of the United States Bank, to various State Banks in different States; and that it was the settled usage, of that Department to consult the views of the executive in relation to all its important operations.

Your committee would state in conclusion of this topic of the discussion that they know of "no party in this country which claims the power over the public moneys to belong to the Presidential office independent of the Constitution and all laws," as Governor Duncan has declared.

Your committee regarding the charge as a mere affirmation of wrong, feel that it is more incumbent on the Governor to establish its truth, than on your committee to disprove it. The *onus probandi* rests upon him.

The fifth charge against the President is an abuse of official patronage, consisting of two specifications. First—In the appointment of Editors to public office. Second,—The similar appointment of members of Congress.

In respect to the first your committee have been unable to

detect any wrong—holding as they do that all men are by nature equal and alike eligible to office and preferment—that it is the proud privilege of our institutions, that the rich and the poor, the lettered and the laboring man are equally entitled to the honors and confidence of our common country. Distinctions in society, whether sanctioned by law or public opinion, are alike destructive of liberty; they are hostile to the fundamental principles of our republican system, and be they advocated by the great or the humble, should be discountenanced by every friend of his country. The pursuits of any honest vocation should not operate as a civil disability. To so make it would be arbitrary and oppressive to the citizen while it would be repugnant to the spirit of our institutions.

But with what propriety an invidious discrimination should be made as to editors, your committee cannot determine. If the standard of public favor were the general utility of the operative, it would seem that no portion of the community could prefer higher or more meritorious claims, than those whose vocations are to disseminate knowledge. The observance of this distinction would have deprived our Declaration of Independence of the sanction of a Franklin, and the charter of our liberties of the wisdom of that great and good man.

In relation to the second specification, the wrong of appointing members of Congress to office, your committee would say, that the Constitution has secured the same rights to all—that under the Constitution and Laws, members of Congress are equally eligible with other classes of the community. To deny them eligibility to office, because they command the confidence of the people, would be repugnant to policy and propriety, as well as a reflection on the integrity and intelligence of the people.

The man who is promoted to office by reason of his patriotism and intelligence, is certainly more worthy of preferments, than his meritless competitor. Invert the proposition and you yield the pre-eminence to the unworthy, and destroy the incentives to virtue and usefulness;—because, if the confidence of the people instead of being a passport to promotion, should be regarded as a civil disability, there would be no stimulus to exemplary conduct.

Another effect of the adoption of the principle, is to deprive the executive of the best talents of the country. The people in the selection of their officers, take into consideration

the relative qualifications of the aspirants for their confidence and generally decide in favor of those whose claims are superior—to preclude then the officer thus designated by public opinion from promotion, would be to deprive the executive department of the aid of the wisest and most useful of our citizens.—A principle as unsound in theory as it is unjust in practice.

The sixth and last specification to which Governor Duncan invites the attention of your committee, is the extravagant and anti-republican expenditures of the present administration.—From the investigation they have been able to bestow on this part of the subject, they have ascertained that, with the march of our prosperity and the extension of our numerous and varied relations, the expenses of our government have been necessarily increased. Items contributing materially to enlarge the amount for the last few years, are appropriations for the extinguishment of Indian titles to large quantities of lands, the increase of Indian annuities, and the appropriation of large sums for the suppression of Indian hostilities in Florida, and the protection of our Southern frontier from the violence of the war now waging between Mexico and Texas. To those additional disbursements of the Government, may be superadded the large and unprecedented sum of $85,342,22 which was expended during the winter of '35 by the Senate of the United States, for the printing of public documents, many of which were fraught with the most inflammatory tirades against President Jackson.

In order, however, to impart more general and satisfactory information, and that the House and the public may form a more correct opinion of the justice of this specification, your committee would submit the following statistical estimate of the comparative anuual expenditures of the Government from 1817 to 1834.

YEARS.	TOTAL.
1817.	39,900,585,58
'18	37,148,725,72
'19	23,818,004,23
'20	22,332,739,13
'21	19,910,136,40
'22	51,103,343,21
'23	15,314,171,00
'24	31,898,538,47
'25	23,585,804,72

'26	24,103,398,46
'27	32,656,764,64
'28	25,459,479,52
'29	25,044,358,40
'30	24,459,479,52
'31	30,038,446,12
'32	34,356,698,06
'33	24,257,298,49
'34	24,601,982,44

Before your committee would dismiss the subject referred to their examination, they would state, that they have aimed to conduct the investigation with that calmness, and dignity of spirit the subject demands. If in any instance they have failed to do so, they would urge the justice and integrity of their intentions for exemption from blame.

It may, however, be due to candor, and those who entertain a community of political sentiment with your committee, to say, that they cannot see any reason for a concurrence in the charges, preferred by Governor Duncan against the President.

On the contrary, the emanation of so grave charges from such a source, has been a subject of perplexing and inscrutable mystery. Apprised as they are, that Governor Duncan was elected in 1826, '28, '30, and '32 by professions of friendship for the present administration and its distinguishing principles.

At these several periods Governor Duncan was triumphantly supported by a large majority of the voters of this State, as the administration candidate; yet he did not disavow the monstrous and alarming principles (as he would now designate them) by which it was governed. His adhesion to the present executive was contemporary with the perpetration of many of the wrongs he has charged upon him. And did not the unexampled prosperity, power, and glory of our country fully attest the wisdom and patriotism of the present Chief Magistrate, your committee might find ample evidence of the same, in the once approving voice of Governor Duncan.

Your committee having united in the following resolutions, they would proposed them to the House for their adoption:

Resolved, That we approve of the general course of the present administration.

Resolved, That we disavow the correctness of the charges preferred by Governor Duncan, in his message of the 9th inst. against the present chief magistrate.

Mr. Hardin moved to amend the resolutions by striking out the two resolutions, and insert the following as a substitute, to wit:

Whereas, It is important to the prosperity of the State that a general system of internal improvement should be adopted, during the present session of the General Assembly: and

Whereas, It is desirable that an efficient plan of common schools should be devised which would afford the advantages of education to every child in the State: and

Whereas, It is indispensable to the success of both the measures aforesaid, that the revenue laws of the State should be amended so as to provide the necessary funds for carrying into effect said systems: and

Whereas, It is expected by the people that some efficient action upon these and other subjects of vital importance, be had as soon as possible: and

Whereas, The digesting and perfecting the aforesaid plans, and others which call for immediate action, will necessarily engage all the attention and time of the Legislature for a considerable length of time: therefore

Resolved, That it is inexpedient at this time to consume the time of the Legislature and wasting the money of the people in acting upon any resolutions which merely involve national politics.

Mr. Cloud called for a divison of the question.

The question was then taken upon striking out the resolutions as proposed by Mr. Hardin, and decided in the negative, by yeas and nays upon the call of Messrs. Hardin and Ralston as follow, to wit:

In the affirmative,

Messrs. Aldrich, Ball, Craig, Dawson, Dubois, Dunbar, Edwards, Elkin, Hardin, Hogan, Lincoln, Minshall, Moore of St. Clair, Murphy of Vermilion, Oneille, Rawalt, Stone, Stuart, Stuntz, Thompson, Voris, Webb, and Wilson—24.

In the negative,

Messrs. Atwater, Barnett, Carpenter, Cloud, Courtright, Crain, Davidson, Davis, Dement, Diarman, Dollins, Dougherty, Douglass, Edmonston, English, Enloe, French, Galbreath, Green of Clay, Green of St. Clair, Hankins, Happy, Harris, Henshaw, Hunt, Lagow, Lane, Leary, McCown, McMurtry, McClernand, Madden, Marrs, Minor, Moore of McLean, Morton, Murphy of Perry, Naper, Nowlin, Odam, Pace, Paullen, Ralston, Reddick, Richardson, Scarborough, Shields, Smith of Wabash,

Turney, Walker of Cook, Walker of Morgan, Wheeler, Whitten, Witt, Wood, and Mr. Speaker—57.

Mr. Cloud moved the previous question.

Mr. Dubois moved a call of the House, and upon this motion Messrs. Dubois and Dunbar, called for the yeas and nays.

Those voting in the affirmative, were,

Messrs. Aldrich, Ball, Carpenter, Cloud, Craig, Cullom, Davidson, Dubois, Dunbar, Edwards, Galbreath, Hardin, Hogan, McCown, McMurtry, Minshall, Moore of St. Clair, Murphy of Vermillion, Paullen, Stone, Stuart, Stuntz, Thompson, Voris, Webb, and Wilson—26.

Those who voted in the negative, were,

Messrs. Atwater, Barnett, Courtright, Crain, Davis, Dement, Diarman, Dollins, Dougherty, Douglass, Edmonston, Elkin, English, Enloe, French, Green of Clay, Green of St. Clair, Hankins, Happy, Harris, Henshaw, Hunt, Lagow, Lane, Leary, Lincoln, Logan, Lyons, McClernand, Madden, Marrs, Minor, Moore of McLean, Morton, Murphy of Perry, Naper, Nowlin, Odam, Oneille, Pace, Ralston, Rawalt, Reddick, Richardson, Scarborough, Shields, Smith of Wabash, Turney, Walker of Cook, Walker of Morgan, Wheeler, Whitten, Witt, Wood, and Mr. Speaker—55.

Mr. Voris moved that the House adjourn;

Which was not agreed to.

The question was then put, shall the main question be now put? and decided in the affirmative, by yeas and nays as follows, upon the call of Messrs. Dubois, and Stuart, viz:

In the affirmative,

Messrs. Barnett, Carpenter, Cloud, Courtright, Crain, Davidson, Davis, Dement, Diarman, Dollins, Dougherty, Douglass, Edmonston, English, Enloe, French, Galbreath, Green of Clay, Green of St. Clair, Hankins, Happy, Harris, Henshaw, Lagow, Lane, Leary, Logan, McCown, McMurtry, McClernand, Madden, Marrs, Minor, Moore of McLean, Morton, Murphy of Perry, Naper, Nowlin, Odam, Paullen, Ralston, Rawalt, Reddick, Richardson, Scarborough, Shields, Turney, Walker of Cook, Walker of Morgan, Wheeler, Whitten, Witt, and Mr. Speaker—53.

In the negative,

Messrs. Aldrich, Atwater, Ball, Craig, Cullom, Dawson, Dubois, Dunbar, Edwards, Elkin, Hardin, Hogan, Hunt, Lincoln, Lyons, Minshall, Moore of St. Clair, Murphy of Vermilion, Oneille, Pace, Smith of Wabash, Stone, Stuart, Stuntz, Thompson, Voris, Webb, Wilson, and Wood—29.

Mr. Dawson called for a division of the question.

Messrs. Richardson and Douglass called for the yeas and nays upon the adoption of the resolutions.

The question was then put on the adoption of the first resolution, and decided in the affirmative, as follows, to wit:

In the affirmative,

Messrs. Atwater, Barnett, Carpenter, Cloud, Courtright, Craig, Crain, Davidson, Davis, Dawson, Dement, Diarman, Dollins, Dougherty, Douglass, Edmonston, Edwards, English, Enloe, French, Galbreath, Green of Clay, Green of St. Clair, Hankins, Happy, Harris, Henshaw, Hunt, Lagow, Lane, Leary, Logan, McCown, McMurtry, McClernand, Madden, Marrs, Minor, Moore of McLean, Morton, Murphy of Perry, Naper, Nowlin, Odam, Oneille, Pace, Paullen, Ralston, Rawalt, Reddick, Richardson, Scarborough, Shields, Smith of Wabash, Stuntz, Turney, Walker of Cook, Walker of Morgan, Wheeler, Whitten, Wilson, Witt, Wood, and Mr. Speaker—64.

In the negative,

Messrs. Aldrich, Ball, Cullom, Dubois, Dunbar, Elkin, Hardin, Hogan, Lincoln, Lyons, Minshall, Moore of St. Clair, Murphy of Vermilion, Stone, Stuart, Thompson, Voris, and Webb—18.

The question was then taken on the adoption of the second resolution, and decided in the affirmative, as follows, to wit:

In the affirmative,

Messrs. Atwater, Barnett, Carpenter, Cloud, Crain, Davidson, Davis, Dement, Diarman, Dollins, Dougherty, Douglass, Edmonston, English, Enloe, French, Galbreath, Green of Clay, Green of St. Clair, Hankins, Happy, Harris, Henshaw, Hunt, Lagow, Lane, Leary, Logan, McCown, McMurtry, McClernand, Madden, Marrs, Minor, Moore of McLean, Morton, Murphy of Perry, Naper, Nowlin, Odam, Pace, Paullen, Ralston, Reddick, Richardson, Scarborough, Shields, Smith of Wabash, Turney, Walker of Cook, Walker of Morgan, Wheeler, Whitten, Witt, Wood, and Mr. Speaker—57.

In the negative,

Messrs. Aldrich, Ball, Craig, Cullom, Dawson, Dubois, Dunbar, Edwards, Elkin, Hardin, Hogan, Lincoln, Lyons, Minshall, Moore St. Clair, Murphy of Vermilion, Oneille, Rawalt, Stone, Stuart, Stuntz, Thompson, Voris, Webb, and Wilson —25.

Mr. Morton moved that 3,500 copies of the report and res-

olutions and the vote thereupon, be printed for the use of the House.

Mr. Hardin moved to amend the motion of Mr. Morton, by adding the following to wit:

"Also the resolutions and the substitute offered, and the yeas and nays on those questions, and on the previous question.

Mr. Richardson moved that the House adjourn;

Which was not agreed to.

The question was then taken on the motion of Mr. Hardin to amend—and decided in the negative, by yeas and nays, upon the call of Messrs. Hogan and Hardin, as follows, viz:

In the affirmative,

Messrs. Aldrich, Ball, Craig, Cullom, Dawson, Dement, Diarman, Dubois, Dunbar, Edwards, Elkin, Hardin, Hogan, Lincoln, Lyons, Minshall, Murphy of Vermillion, Oneille, Rawalt, Smith of Wabash, Stone, Stuart, Stuntz, Thompson, Webb, and Wilson—26.

In the negative,

Messrs. Atwater, Barnett, Carpenter, Cloud, Courtright, Crain, Davidson, Davis, Dollins, Dougherty, Douglass, Edmonston, English, Enloe, French, Galbreath, Green of Clay, Hankins, Happy, Harris, Henshaw, Hunt, Lagow, Lane, Leary, Logan, McCown, McMurtry, McClernand, Madden, Marrs, Minor, Moore of McLean, Morton, Murphy of Perry, Naper, Nowlin, Odam, Pace, Paullen, Ralston, Reddick, Richardson, Shields, Turney, Walker of Cook, Walker of Morgan, Wheeler, Whitten, Witt, Wood, and Mr. Speaker—57.

Mr. Galbreath moved to amend the motion by striking out the words "and the vote thereupon;"

Which was not agreed to.

The question was then taken upon the motion to print as proposed by Mr. Morton, and decided in the affirmative as follow, upon the call of Messrs. Dawson and Minshall, to wit:

In the affirmative,

Messrs. Atwater, Barnett, Carpenter, Cloud, Courtright, Craig, Crain, Davidson, Davis, Dement, Diarman, Dollins, Dougherty, Douglass, Edmonston, English, Enloe, French, Galbreath, Green of Clay, Green of St. Clair, Hankins, Happy, Harris, Henshaw, Hunt, Lagow Lane, Leary, Lincoln, Logan, Lyons, McCown, McClernand, Madden, Marrs, Minor, Moore of McLean, Morton, Murphy of Perry, Naper, Nowlin, Odam, Pace, Paullen, Ralston, Rawalt, Reddick, Richardson, Shields, Smith of Wabash, Stuntz, Turney, Walker of Cook, Walker

of Morgan, Wheeler, Whitten, Wilson, Witt, Wood, and Mr. Speaker—61.

In the negative,

Messrs. Aldrich, Ball, Cullom, Dawson, Dunbar, Edwards, Elkin, Hardin, Hogan, McMurtry, Minshall, Oneille, Stone, Stuart, Thompson, and Webb—16.

Mr. Dawson proposed for adoption the following resolution, viz:

Resolved, That we believe with General Jackson (as set forth in his inaugural address in 1829,) "that the recent demonstration of public sentiment inscribes on the list of Executive duties in characters too legible to be overlooked, the task of reform, which will require particularly, the correction of those abuses that have brought the patronage of the Federal Government into conflict with the freedom of elections, and the counteraction of those causes, which have disturbed the rightful course of appointment and have placed or continued power in unfaithful and incompetent hands."

Resolved, That we believe a derogation from those principles is anti-republican and should not be tolerated by a free people.

And then the House adjourned.

SATURDAY, December 24, 1836.

House met pursuant to adjournment.

Mr. Dawson, from the committee on Enrolled Bills, reported as correctly enrolled, bills of the following titles, viz:

"An act to repeal an act to improve the breed of cattle;" and

"An act making partial appropriations,"

Message from the Senate by Mr. Thomas, their Secretary.

Mr. SPEAKER:—The Senate have passed bills of the following titles, viz:

"An act to locate a State Road from Ottawa in Lasalle county, to Napersville in Cook county."

"An act to change the name of Watson James Phillis;" and

"An act to locate a State road from Salem to Chester."

In the passage of which several bills they ask the concurrence of the House of Representatives.

And then he withdrew.

Another Message from the Senate by Mr. Thomas, their Secretary.

Mr. SPEAKER:—The Senate have passed bills of the following titles, viz:

"An act to authorize Thomas Reynolds and Elisha Seymoner to build a toll bridge across the Kaskaskia river at Farmington in the county of St. Clair."

"An act to amend an act entitled an act for the appointment of notaries public, approved December 30th, 1828," and

"An act to amend an act entitled an act concerning the towns of Pittsfield and Chester."

And ask the concurrence of the House of Representatives in the passage of said several bills.

They have concurred with the House of Representatives in the adoption of the resolution, requiring the Inspectors of the Penitentiary to make an estimate of the probable cost of completing the Penitentiary agreeable to the plan originally adopted, and to make a report of the probable expense of procuring 10 acres of ground for Penitentiary purposes, &c.

And then he withdrew.

The resolution offered by Mr. Dawson, and pending when the House adjourned last evening again coming up for consideration:

Mr. Leary moved so amend the same by striking out all after word "Resolved," and insert the following, viz:

"That it is expedient and injudicious to consume the time of this House and the money of the people in the disquisition of abstract principles of national policy while the all important topics of Internal Improvement and general Education are before the House."

Mr. Hardin moved to amend the amendment by adding:

"And that the action of this House on yesterday in acting upon resolutions of a political character, was inexpedient and a waste of the money of the people."

Mr. Naper moved to lay the resolution and proposed amendments on the table, until the first day of the next session of the General Assembly.

And then the House adjourned until 2 o'clock P. M.

2 o'clock, P. M.

House met pursuant to adjournment.

The question pending when the House adjourned this forenoon being the motion made by Mr. Naper to lay the resolution of Mr. Dawson and the proposed amendments thereto on the table until the first day of the next session of the General Assembly, coming up for consideration:

Messrs Dawson and Edmonston called for the yeas and nays upon said motion;

Which was decided in the affirmative, by yeas and nays as follow, to wit:

In the affirmative,

Messrs. Able, Atwater, Ball, Barnett, Carpenter, Cloud, Courtright, Craig, Crain, Davidson, Davis, Diarman, Dollins, Edmonston, Edwards, Elkin, Galbreath, Happy, Hardin, Henshaw, Hogan, Hunt, Lagow, Lane, Leary, Lyons, McCown, McMurtry, Minor, Minshall, Moore of McLean, Moore of St. Clair, Morton, Murphy of Vermilion, Naper, Oneille, Pace, Paullen, Ralston, Rawalt, Reddick, Smith of Wabash, Stuntz, Thompson, Turney, Voris, Walker of Cook, Witt, and Mr. Speaker—49.

In the negative,

Messrs. Aldrich, Dawson, Douglass, Dunbar, English, Enloe, French, Harris, Lincoln, Marrs, Nowlin, Odam, Shields, Stuart, Walker of Morgan, Webb and Wilson—17.

Mr. Moore of St. Clair, from the committee on Finance, to which was referred a certain resolution in relation to the School Fund, reported the same back to the House and asked to be discharged from the further consideration of the same;

Which was granted.

Mr. Dawson, from the committee on Enrolled Bills, reported that they had this day laid before the Council of Revision, bills of the following titles, viz:

"An act to repeal an act to improve the breed of cattle;" and

"An act making partial appropriations."

On motion of Mr. Lane,

Resolved, That the committee on Roads and Canals be instructed to enquire into the expediency of a general revision of the road laws.

Message from the Council of Revision by Mr. Owing, their Secretary.

Mr. SPEAKER:—The Council of Revision have approved bills of the following titles, viz:

"An act to repeal an act to improve the breed of cattle;" and

"An act making partial appropriations,"

And he withdrew.

Mr. Stuart, in pursuance of notice hertofore given, asked and obtained leave to introduce a bill entitled,

"An act to incorporate the Pekin Hotel Company."

Which was read the first time, and,

Ordered to a second reading.

On motion of Mr. Richardson,

The rule of the House was dispensed with, and said bill read the second time by its title—and,

On motion of Mr. Leary,

Referred to a select committee.

Ordered, That Messrs. Leary, Stuart, and Hucy be that committee.

On motion of Mr. Voris,

Resolved, That a select committee of three be appointed to open a correspondence with the President and Directors of the State Bank of Illinois; and also the President and Directors of the Bank of Illinois at Shawneetown, to ascertain from them what terms or rate of interest the Bank will allow the State for the use of this State's share of the public moneys of the United States, or any part thereof, or what those institutions will charge the State as a commission to receive and loan said fund at the rate of ten per cent. interest per annum upon real security, until it may be required by the State for Internal Improvements or otherwise, and report to this House.

Ordered, That Messrs. Voris, Webb, and Charles be the committee in pursuance of the foregoing resolution.

A message from the Senate by Mr. Thomas, their Secretary.

Mr. SPEAKER:—The Senate have adopted the following resolution, and ask the concurrence of the House of Representatives therein, viz:

Resolved, That the Governor be requested to transmit by mail to the Secretary of the Treasury of the United States a certified copy of the act passed at this General Assembly authorizing the Treasurer to receive from the United States a distributive share of the surplus revenue of the United States.

And he withdrew.

The foregoing resolution from the Senate,
Was read, and concurred in.
Ordered, That the Clerk inform the Senate thereof.

Mr. Leary gave notice that on Tuesday next, or some convenient day thereafter, he should ask leave to introduce a bill entitled,

"An act to extend the jurisdiction of Justices of the Peace in certain cases."

Mr. Nowlin gave notice that he should on Tuesday next, or some day thereafter, ask leave to introduce a bill for

"An act to locate a State road from Waterloo in Monroe county, by the way of Tamarawa, to Nashville in Washington county."

On motion of Mr. Dawson,
The bill entitled,
"An act for the organization of the county of ———"
Was read the third time by its title and passed.
On motion of Mr. Webb,
The title of said bill was amended by adding "Van Buren."
Ordered, That the title of said bill be as aforesaid, that the Clerk carry said bill to the Senate, and ask their concurrence therein.

And then the House adjourned until Tuesday morning next at 10 o'clock, A. M.

TUESDAY, December 27, 1836.

House met pursuant to adjournment.

Mr. Dawson, from the committee on Enrolled Bills, reported as correctly enrolled, "the memorial of the Legislature of Illinois on the subject of the national road."

Mr. Hardin, from the joint select committee appointed to draft a memorial to Congress on the subject of Congress consenting to a repeal of the compact, between the General Government and the State of Illinois, exempting lands sold in the

State, from taxation for five years, &c. reported a memorial which was read and adopted: and also reported two resolutions, as follows, viz:

Resolved, That our Senators in Congress be instructed, and our Reprsentatives requested, to urge upon Congress the expediency and propriety of its consent to the repeal of the law exempting lands sold by the Government from taxation for five years after the day of sale.

Resolved, That the Governor of the State be requested to forward a copy of the foregoing memorial, to be laid before each branch of Congress; and that he also send a copy of the foregoing resolution to each of our Senators and Representatives in Congress:

Which were read and adopted.

Ordered, That the Clerk inform the Senate thereof, and ask their concurrence in the adoption of said memorial and resolutions.

Mr. Craig, from the joint select committee appointed to draft a memorial to Congress, praying that body to pass a law for the adjustment of claims of our citizens against the Sac and Fox Indians, and for property lost and destroyed during the Indian disturbances in 1831 and 1832, reported a memorial on that subject;

Which was read and adopted.

Ordered, That the clerk inform the Senate thereof; and ask their concurrence therein.

Mr. Edmonston, in pursuance of notice heretofore given, asked and obtained leave to introduce a bill for

"An act to encourage the killing of wolves;"

Which was read the first time, and

Ordered to a second reading.

Mr. Webb, in pursuance of notice heretofore given, asked and obtained leave to introduce a bill for

"An act for the benefit of Thomas T. Woods, infant heir of John Woods, deceased."

Which was read the first time; and,

Ordered to a second reading.

On motion of Mr. Webb,

The rule of the House was dispensed with and said bill read the second time by its title, and

On the further motion of Mr. Webb,

Referred to the committee on the Judiciary.

On motion of Mr. Logan,

Resolved, That the committee on Agriculture be instructed to enquire into the propriety of so amending the act concerning trespassing approved February 27th, 1819, as to provide a remedy against irresponsible persons, who may cut timber for another, and give the owner of such timber a remedy against the principal.

Mr. Dougherty from the committee on the Judiciary to which was referred the bill for

"An act for the relief of the heirs of Mason Paine and Michael Dillow,"

Reported the same back to the House with sundry amendments, and recommended its passage.

Ordered to be engrossed for a third reading.

Mr. Dougherty, from the committee on the Judiciary to which was referred the petition of Elizabeth W. Collins, guardian of the infant heirs of William B. Collins, deceased, praying a sale of real estate, reported the same back to the House, and asked to be discharged from the further consideration of the subject:

Which was granted.

Mr. Dougherty, from the committee on the Judiciary to which was referred the bill for

"An act to subject lands held by certificate, to be sold under execution,"

Reported the same back to the House without amendment.

On the question,

Shall said bill be engrossed for a third reading?

It was decided in the negative.

Mr. Douglass, from the committee on Petitions to which was referred a certain petition, reported a bill for

"An act for a State road from Peoria in Peoria county, to Quincy in Adams county."

Which was read the first time, and.

Ordered to a second reading.

Mr. Edmonston moved,

That the rule of the House be dispensed with and said bill be now read the second time by its title.

Which was not agreed to.

Mr. Aldrich presented the petition of sundry citizens, praying a certain State Road therein named;

The reading of which was, on his motion,

Dispensed with, and referred to a select committee.

Ordered, That Messrs. Aldrich, Minshall, and Naper be that committee.

Mr. Stuart presented the petition of sundry citizens of Putnam county, praying a new county, &c.

The reading of which was, on his motion,

Dispensed with, and the same referred to the select committee, to which was referred the other petitions on the same subject.

Mr. Wood presented the petition of Theophilus Cooksey, praying certain relief, &c.

On motion of Mr. Ralston,

The reading thereof was dispensed with, and the same was referred to the committee on Petitions.

Mr. Dement proposed for adoption the following resolution, viz:

Resolved, by the House of Representatives, (the Senate concuring herein,) That a deposite (by John Dement, late Treasurer,) of the whole balance shown to be in the Treasury, (on his ceasing to be the Treasurer,) in the Branch of the State Bank of Illinois, at Vandalia, to the credit of the State of Illinois, shall be a liquidation of his accounts with the State for that amount; and the sum to be deposited, may be drawn in specie from the Bank at the pleasure of the State, by any legally authorized person:

And, That the committee on Finance be authorized to ascertain from the Bank, whether the sum due the State has been deposited according to the resolution, and to report so soon as practicable the facts.

On motion of Mr. Dawson,

Said resolution was laid on the table.

Message from the Senate by Mr. Bush, the Assistant Secretary.

Mr. Speaker:—The Senate have adopted the following resolution, and ask the concurrence of the House of Representatives therein, viz:

Resolved by the General Assembly of the State of Illinois, That the Auditor of Public Accounts be required to obtain from the late Treasurer a check upon the Branch of the State Bank of Illinois, at Vandalia, for all the money which the said Treasurer states in report to this General Assembly, has been deposited in the said Branch Bank;—the check to be made payable to the State of Illinois, and the Auditor is further required to present the check to the said Branch Bank, and cause the money to be deposited to the credit of the State of Illinois; and when the deposite is so made, the Auditor shall

deliver to the late Treasurer a receipt for the same, and the late Treasurer shall be entitled to a credit for the amount of money so deposited and the Auditor is required to report to this General Assembly without delay his proceedings under this resolution.

And he withdrew.

The resolution from the Senate in relation to the adjustment of the accounts of the late Treasurer was read, when,

The House adjourned until 2 o'clock, P. M.

2 o'clock, P. M.

House met pursuant to adjournment.

The resolution from the Senate pending when the House adjourned this forenoon in relation to the adjustment of the accounts of the late Treasurer, again coming up for consideration:

Mr. Hardin moved to amend the resolution by striking out the words "all the money which the said Treasurer states in his report to this General Assembly has been deposited in the said Branch Bank," and insert the following:

"All the money which appeared to be due from said Auditor's supplemental report by the late Treasurer to the State."

Mr. English moved to lay the resolution and proposed amendment upon the table; which motion prevailed by yeas and nays as follows, upon the call of Messrs. Webb and Minshall, to wit:

In the affirmative,

Messrs. Able, Barnett, Cloud, Courtright, Craig, Crain, Cullom, Davidson, Diarman, Dollins, Dougherty, Douglass, Dunbar, Edmonston, English, Enloe, French, Galbreath, Green of Clay, Hankins, Happy, Harris, Henshaw, Lagow, Lane, Leary, Madden, Marrs, Minor, Moore of McLean, Morton, Naper, Paullen, Ralston, Rawalt, Reddick, Richardson, Scarborough, Shields, Stuntz, Turney, Walker of Cook, Walker of Morgan, Wheeler, Whitten, Witt—46.

In the negative,

Messrs. Aldrich, Ball, Carpenter, Charles, Dawson, Edwards, Elkin, Hardin, Hogan, Hunt, Lincoln, Logan, Lyons, McCormick, McCown, McMurtry, McClernand, Minshall, Moore of St. Clair, Murphy of Perry, Murphy of Vermilion, Nowlin, Oneille, Smith of Wabash, Stone, Webb, Wilson, Wood, and Mr. Speaker—28.

On motion of Mr. Stone,

Resolved by the General Assembly, That the committee on Finance of both Houses be instructed to enquire into the condition of the Treasury of the State, with a view to the examination and liquidation of the accounts subsisting between the Hon. John Dement, late Treasurer of the State of Illinois, and make report thereon to their respective Houses.

Ordered, That the Clerk inform the Senate thereof, and ask their concurrence therein.

On motion of Mr. Ralston,

The reports of the Auditor and Treasurer, some time since laid upon the table, were taken up and referred to the committee on Finance.

On motion of Mr. Murphy of Perry,

The memorial and resolution some days since laid upon the table in relation to the establishment of a mail route from the mouth of the Ohio to Belleville, was taken up and adopted.

Ordered, That the Clerk inform the Senate thereof, and ask their concurrence therein.

Mr. Elkin, in pursuance of notice heretofore given, asked and obtained leave to introduce a bill entitled,

"An act to incorporate the Stonington College of Illinois;"

Which was read the first time, and

Ordered to a second reading.

Message from the Governor by A. P. Field. Esq. Secretary of State.

Mr. Speaker:—I am requested by the Governor to lay before the House a written communication.

An then he withdrew.

On motion of Mr. Hogan,

Resolved, That the Governor be requested to forward to both Houses of Congress by mail as early as possible all memorials that have been, or may be passed by the General Assembly.

On motion of Mr. Moore of St. Clair,

Resolved, That the Auditor of Public Accounts be requested to furnish this House all the information in his possession relative to the amount of the bonus paid, or which may become due

from the Bank of Illinois: and that the said Auditor be authorized to check upon said Bank in favor of the State for the amount so due.

Mr. Hardin gave notice that on Thursday next, or some day thereafter, he should ask leave to introduce a bill for

"An act to prevent the circulation of Bank notes of a less denomination than five dollars in this State."

Mr. Murphy of Vermilion gave notice that he should on Thursday next, or some day thereafter, ask leave to introduce a bill entitled,

"An act to amend an act concerning Justices and Constables."

Mr. McClernand from the select committee to which was referred a certain petition reported a bill for

"An act for the relief of Polly Walters, administratrix, and John Ellis, admistrator of Hiram Walters, dec'd."

Which was read the first time, and

Ordered to a second reading.

On motion of Mr. Stone,

The rule of the House was dispensed with, and the bill read a second time by its title, and

Referred to the committee on the Judiciary.

Mr. Lane presented the petition of sundry citizens of Greene and Morgan counties, praying the Legislature to pass

"An act to incorporate a company for the purpose of constructing a canal from the Illinois river, near Bridgeport to the Grand-pass;"

The reading of which was, on his motion,

Dispensed with, and the same referred to the committee on Petitions.

And then the House adjourned.

WEDNESDAY, December 28, 1836.

House met pursuant to adjournment.

Mr. McClernand rose and said,

Mr. SPEAKER:—It has become my sad task to announce the

painful intelligence of the death of the Hon. Resolved Graham, a member of this House and a Representative from the county of Gallatin. He departed this life last night at 3 o'clock, P. M. after a severe illness of two weeks.

It is due to the memory of the deceased to say that the history of his life is a proud demonstration of the success of merit, and the republican genius of our institutions in rewarding merit whevever it may be found.

The deceased was a native of the State of New-York—he came to this State about sixteen years since. Since that time, by the industry and integrity of his habits, he has acquired a handsome property and the unqualified confidence of all who knew him.

"None knew him but to love him;
None named him but to praise."

His position in society was honorable and commanding—and in his death the community has been deprived of a valuable citizen, as well as the councils of the State, of an honest and intelligent member.

The circumstances of his death render it an event of peculiar distress. The family circle, of which he was the life and principal, were deprived of the melancholy pleasure of soothing with their tenderness his way to the grave, while he at the same time was denied the consolation of a last and painful farewell, to those who were as dear to to him as his life—a wife and five children.

The dispensations of Providence are inscrutible, and the "Lord who giveth also taketh away."

I propose for adoption the following resolutions:

Resolved, That a committee be appointed to take order for the funeral of the Hon. Resolved Graham, late a member of this House, and a Representatives from the county of Gallatin, who died last night.

Resolved, That as a testimonial of respect to the memory of Major Graham, the deceased, the members of this House will wear the usual badge of mourning for 30 days.

Resolved, That the unanimous condolence of this House in the melancholy bereavement of the family of the Hon. Resolved Graham, under the affection of his lamented loss, be committed to them.

Resolved, That the Clerk inform the Senate hereof.

Resolved, As a further testimonial of respect to the memory of the deceased, that the House adjourn until to-morrow.

Which were unanimously adopted.

The Chair having appointed Messrs. McClernand, Webb, and Diarman the committee in pursuance of the first of the foregoing resolutions,

The House adjourned.

THURSDAY, December 29, 1836.

House met pursuant to adjournment.

Mr. Leary from the select committee to which was referred the bill entitled,

"An act to incorporate the Pekin Hotel Company,"

Reported the same with amendment,

Which was read. and concurred in.

The bill was ordered to be engrossed and read the third time.

Mr. Atwater gave notice that he should on Saturday next, or some day thereafter, ask leave to introduce bills of the following titles, viz:

"An act to incorporate the Granville academy."

"An act for the benefit of securities."

Mr. Linder presented the petition of sundry citizens praying the establishment of a State road from Charleston to Springfield.

Which was read and on his motion,

Referred to a select committee.

Ordered, That Messrs. Linder, Turley and Reddick be that Committee.

Mr. Stuart presented the petition of sundry citizens praying the establishment of a State road from Hennepin, by way of Tazewell, Hudson Wesley city, and Pekin to Springfield.

The reading of which was,

On his motion,

Dispensed with and the same referred to a select oommittee.

Ordered, That Messrs. Stuart, Atwater and Elkin be that committee.

Mr. Rawalt presented the petition of sundry citizens praying the establishment of a State road from Utica to Farmington,

The reading of which was,

On his motion,

Dispensed with and the same referred to a select committee.

Ordered, That Messrs. Rawalt, Ball, and Bently be that committee.

Mr. Cloud, in pursuance of notice heretofore given, asked and obtained leave to introduce a bill for

"An act to amend the several acts relating to the Attorney General and State's Attorneys."

Which was read the first time, and

Ordered to a second reading.

Mr. Aldrich presented the petition of sundry citizens praying the establishment of a State road from Quincy by way of Carthage to Monmouth.

The reading of which was,

On his motion,

Dispensed with and the same referred to a select committee.

Ordered, That Messrs. Aldrich, Galbreaht and McMurtry be that committee.

Mr. Stuart presented the petition of sundry citizens of Illinois praying the establishment of a State road from Terre Haute, by way of Paris, Waynesville, Tremont and Pekin, to New Boston.

Which was read and

On his motion,

Referred to a select committee,

Ordered, That Messrs. Stuart, Minor and Moore of M'Lean be that committee.

Mr. Craig presented the petition of sundry citizens praying the establishment of a State road from Galena, by way of Wappelo, Savanna, Prophets Town, Knoxville and Rushville to Beardstown; and also from Knoxville by Lewiston to Springfield.

The reading of which was, on his motion,

Dispensed with and the same referred to the committee on Petitions.

Mr. Hardin proposed for adoption the following resolution, viz:

Resolved, That hereafter it shall be one of the standing rules of this House that the orders of the day shall be taken up at 2 o'clock P. M. on every day of the session, and the said orders shall not be postponed or dispensed with, until they are through, or the House adjourns.

On motion of Mr. Smith, of Wabash.

Said resolution was committed to a committee of the whole House and the House, then went into a committee of the whole on said resolution, and after some time spent therein.

Mr. Speaker resumed the Chair, and

Mr. Dawson reported that the committee of the whole had, according to order, had said resolutions under consideration and have amended the same by striking out the whole thereof; and by striking out the 36th and 37th rules of the House and inserting the following to wit.

"36. as soon as the Journal is read the speaker shall call for 1st. Petitions, 2d. Reports from standing committees, 3d. Reports from select committees, 4th. resolutions, which shall be received and disposed of in the order in which they are called; and not more than two hours in each day shall be devoted to business mentioned in this rule unless the House shall otherwise direct.

37. After the business mentioned in the preceding rule shall have been disposed of, the speaker shall dispose of the bills, messages, and communications on his table, and then proceed to call the orders of the day." in which he was directed to ask the concurrence of the House.

The House then concurred in the committee of the whole House.

The House then adopted the two foregoing, as and in lieu of the 36th and 37th rules.

Message from the Senate by Mr. Thomas their Secretary.

Mr. Speaker:—The Senate have passed bills of the following titles, viz:

"An act declaring certain roads therein mentionad State roads, and

"An act to establish the county seat of Iroquois county.

In the passage of which several bills they ask the concurrence of the House of Representatives.

And then he withdrew.

On motion of Mr. English,

Leave of absence was given to Mr. Davis for ten days.

Mr. Shields gave notice that he should on Saturday next, or some day thereafter, ask leave to introduce the following bills, viz:

"A bill for an act to incorporate the Kaskaskia Rail Road company,"

"A bill for an act to incorporate the Liberty and Pinckneyville Rail Road company," and

"A bill for an act, authorizing the location of a State road from Liberty in Randolph county to Pinckneyville in Perry county."

Mr. Madden gave notice that he should on Monday next, or some day thereafter, ask leave to introduce a bill for locating a State road from Ottawa in La Salle county north, through the counties of Kane and Winnebago to the State line.

The message from the Governor received some days since was read and is as follows, to wit:

EXECUTIVE DEPARTMENT,
VANDALIA, Dec. 29, 1836.

To the Honorable the Speaker,
Of the House of Representatives.

SIR:—I have the honor hereunto to transmit to you the Reports and Resolutions of the Legislatures of several of the States, in relation to domestic slavery, with a request that the same may be laid before the body over which you have the honor to preside.

I remain sir, your obedient servant,
JOSEPH DUNCAN.

The message and documents were referred to a joint select committee of seven on the part of the House, and four on the part of the Senate,

Ordered, that Messrs. Ralston, Dougherty, McClernand, Stone, Webb, Hogan and Scarborough be the committee on the part of the House, and that the clerk inform the Senate thereof and ask the appointment of a committee on their part.

The Speaker laid before the House a memorial of the Internal Improvement convention lately held at this place.

On motion of Mr. Ralston,

The reading thereof was dispensed with, and referred to the committee on Internal Improvements.

Message from the Senate by Mr. Thomas, their Secretary.

Mr. SPEAKER:—The Senate have concurred with the House of Representatives in the adoption of the resolution from the House of Representatives, instructing our delegation in Congress to use their influence to procure the passage of a law authorizing the relinquishment of the 16th section in certain cases as amended by them, and ask the concurrence of the House of Representatives in the amendment to said resolution

They amend the resolution by striking out all of said resolution after the word "Resolved," and inserting the following in lieu thereof, to-wit:

"*By the House of Representatives*, (the Senate concurring herein,) That our Senators in Congress be instructed, and our Representatives requested, to use their influence in procuring the passage of a law authorizing the selection of other lands in this State, by quarter sections, or sections in lieu of such sixteenth or schoosl sections, as may be unavailable for the purposes for which they were granted.

And then he withdrew.

On motion of Mr. Hogan,

The House adjourned until 2 o'clock, P. M.

2 o'clock, P. M.

House met pursuant to adjournment.

The amendment of the Senate to the resolution from the House in relation to the 16th section was read and concurred in.

Ordered, That the Clerk inform the Senate thereof.

The Speaker laid before the House a communication from the House, made in pursuance of a call of his House, in relation to the bonus paid to the State by the Bank of Illinois, at Shawneetown:

Which was read, and

On motion of Mr. Ralston,

Referred to the committee on Finance.

The bills from the Senate entitled,

"An act to locate a State Road from Shelbyville in Shelby county, to Danville in Vermilion county."

„An act for relief of the purchasers of Saline lands."

"An act to amend an act entitled an act concerning the towns of Pittsfield and Chester."

"An act to authorize Thomas Reynolds and Elisha Seymuor to build a toll bridge across the Kaskaskia river at Farmington in the county of St. Clair."

"An act to locate a State Road from Ottawa in Lasalle county, to Napersville in Cook county."

"An act to locate a State road from Salem to Chester;" and
"An act to change the name of Watson James Philley."
Were severally read the first time, and
Ordered to a second reading.

The resolution from the Senate in relation to the instruction of our members of Congress to use their influence to procure the passage of a law making a donation of every alternate section of land, &c. on either side of the Kaskaskia river for the purpose of improving the navigation of said river, was read, and concurred in.

Ordered that the Clerk inform the Senate thereof.

The bill from the Senate entitled,

"An act to amend an act entitled an act for the appointment of notaries public, approved December 30th, 1828,"

Was read the first time, and
Ordered to a second reading.
On motion of Mr. Leary,

The rule of the House was dispensed with, and said bill read the second time by its title, and

Referred to a select committee.

Ordered, The Messrs. Leary, Douglass, and Wood be that committee.

The bill from the Senate entitled,

"An act declaring certain roads herein mentioned State roads."

Was read the first time, and
Ordered to a second reading.
On motion of Mr. English,

The rule of the House was dispensed with, and said bill read the second time by its title; and,

Referred to a select committee.

Ordered, That Messrs. English, Harris, and Whitten be that committee.

The bill from the Senate entitled,

"An act to establish the county seat of Iroquois,"

Was read the first time, and
Ordered to a second reading.
On motion of Mr. Linder

The rule of the House was dispensed with, and said bill read the second time by its title; and

Referred to a select committee.

Ordered, That Messrs. Linder, Courtright, and French be that committee.

The engrossed bill entitled,

"An act to incorporate the Rock Island City Bridge Company,"

Was read the third time, and passed.

Ordered, That the title of said bill be as aforesaid, that the Clerk inform the Senate thereof and ask their concurrence therein.

The bills entitled,

"An to incorporate the Canton College of Illinois."

"An act to re-locate parts of the State road leading from Springfield to Decatur;" and

"An act supplemental to an act concerning public roads."

Were severally read the second time, and

Ordered to be engrossed for a third reading.

The bill entitled,

"An act to legalize certain process in the 3d Judicial Circuit;"

Was read the second time, and

On motion of Mr. Hardin,

Referred to the committee on the Judiciary.

The bill entitled,

"An act incorporating the Jacksonville and Naples Rail-road Company,"

Was read the second time, and

On motion of Mr. Douglass,

Referred to a select committee.

Ordered, That Messrs. Douglass, Hardin, and Morton be that committee.

The bill entitled,

"An act to make the Clerks of the county commissioners' court and county Treasurers elective by the people,"

Was read the second time—when,

Mr. Moore of St. Clair moved to refer said bill to the committee on the Judiciary;

Which was not agreed to.

Mr. Nowlin moved a reference to the committee on elections;

Which was decided in the negative.

Mr. Wheeler moved a reference to a select committee;

Which was agreed to.

Ordered, That Messrs. Wheeler, Green of Clay, and McClernand be that committee.

The bill entitled,

"An act to re-locate a part of the State road leading from Paris to Decatur."

Was read the second time, when,

On motion of Mr. Reddick,

Said bill was amended by adding at the end thereof the words "this act to take effect and be in force from and after its passage."

The bill was then ordered to be engrossed for a third reading.

On motion of Mr. Ralston,

The bill entitled,

"An act to incorporate the Quincy Academy;"

Was read the second time by its title.

Mr. Hardin moved to amend the bill by adding the following:

"SEC. 14. *Be it further enacted*, That the proviso to the seventh section of "an act to incorporate the Jacksonville Female Academy;" be and the same is hereby repealed."

Which amendment was not adopted.

The bill was then ordered to be engrossed for a third reading.

The bill entitled,

"An act to change the name of Free Frank;"

Was read the second time, and

Ordered to be engrossed for a third reading.

And then the House adjourned.

FRIDAY, December 30, 1836.

House met pursuant to adjournment.

A message from the Senate, by Mr. Thomas their Secretary.

Mr. SPEAKER:—The Senate have concurred with the House of Representatives in the adoption of the memorials to Congress; in relation to the establishment of certain mail routes; in relation to property lost during the Indian disturbances in 1831 and 1832.

They have concurred with the House of Representatives in the adoption of the resolution from the House of Representatives requiring the committee of Finance of the two Houses

to examine into the situation of the Treasury &c.

And requesting the Governor to transmit to both Houses of Congress, by mail, all memorials adopted or to be adopted by this General Assembly.

They have adopted the following resolution and ask the concurrence of the House of Representatives herein, viz:

Resolved by the Senate (the House of Representatives concurring herein,) that the two Houses will convene in the Hall of the House of Representatives on Wednesday the fourth of January next at 2 o'clock P. M. for the purpose of electing an Auditor, Treasurer and Attorney General.

And then he withdrew.

Mr. Odam presented the Petitions of sundry citizens praying a change in the road leading from Frankfort by way of Vienna to Wilcox's ferry; the reading of which was on his motion.

Dispensed with, and the same referred to a select committee.

Ordered, That Messrs. Odam, Enloe and Diarman be that committee.

Mr. Dawson presented the petition of sundry citizens of Sangamon county praying the establishment of a State road from Springfield to Bloomington so as to pass Buffalo, Heart Grove, Mont Pulaski, and Waynesville.

The reading of which was on his motion,

Dispensed with, and the same referred to a select committee.

Ordered, That Messrs. Dawson, Henshaw and Hunt be that committee.

Mr. Atwater presented the petition of sundry citizens of Putnam, Peoria, Knox, and Henry counties praying the formation of a new county:

Also the petition of sundry citizens of Putnam county on the same subject. When

On motion of Mr. McMurtry,

The reading thereof was dispenesd with and the same referred to the committee on Petitions.

Mr. Rawalt presented the petition of Sundry citizens of Fulton County praying the incorporation of a oompany to construct a Rail Road from Utica to the mouth of Copperas creek.

The reading of which was on his motion,

Dispensed with, and the same referred to a select committee.

Ordered, That Messrs. Rawalt, Ball and Oneille be that committee.

Mr. Turney presented two several petitions of the citizens of Wayne county, in relation to the improvement of the Navigation of the Little Wabash river, the reading of

Which was on his motion,

Dispensed with and referred to the committee on Internal Improvements.

Mr. Stuart presented the petition of the inhabitants of the town of Pekin, praying the Legisleture to pass an act to legalize certain acts of said town.

The reading of which was on his motion,

Dispensed with, and the same referred to the committee on Petitions.

Mr. Linder presented the petition of sundry citizens of the county of Coles and Clark praying the establishment of a State road from Charleston by way of Sutherland's ford, and New Richmond to Marshall.

The reading of which was, on his motion,

Dispensed with and referred to a select committee.

Ordered, That Messrs. Linder, Marrs and Smith of Wabash be that committee.

Mr. Charles presented three several petitions praying the establishment of a State road from Hennepin, by way of Princeton and to Origon City in Ogle county.

The reading of which was on his motion,

Dispensed with and referred to the committee on Petitions.

Mr. Turley presented the petitions of sundry citizens praying for a State road from Shelbyville to the county line of Fayette county.

The reading of which was on his motion,

Dispensed with and referred to a select committee.

Ordered, That Messrs. Turley, Hankins and Lagow be that committee.

Mr. Douglass from the committee on Petitions to which was referred the petition of sundry citizens of Juliet asking for an act of incorporation; also the petition of Theophilus Cooksey, praying for a ferry on the Ohio river, reported adverse to the prayer of the petitioners and asked to be discharged from the further consideration of the said petition.

Which was granted.

Mr. Ralston from the select committee to which was referred the resolution from the Senate, in relation to a suspension of

the sale of lands belonging to the United States; reported an amendment by striking out the whole of said resolution after the word "resolved" and inserting a substitute; which was read, when,

Mr. Dawson moved to lay the same upon the table;

Which was not agreed to.

When,

On motion of Mr. Hardin,

The same was referred to the committee on Agriculture.

Mr. Minor from the select committee to which was referred a certain petition, reported a bill for,

"An act to locate a State road in the county of Edgar."

Which was read the first time, and

Ordered to a second reading.

Mr. Shields from the select committee to which was referred the bill from the Senate entitled,

"An act to Incorporate the Kaskaskia Bridge Company;"

Reported the same with amendments, which were read and concurred in.

The bill was then ordered to a third reading as amended.

Mr. Leary from the select committee to which was referred the bill from the Senate entitled,

"An act to amend an act entitled "an act for the appointment of Notaries Public," approved December 30th, 1828, reported the same with amendments, which were read and concurred in.

The bill was then ordered to a third reading as amended.

Mr. Lane, from the select committee to which was refered a certain petition, reported a bill for

"An act to incorporate the White Hall and Albany Turnpike Road Company;"

Which was read the first time, and

Ordered to a second reading.

Mr. Witt proposed for adoption the following resolutions which was not adopted, viz:

Resolved, That the committee on Finance be instructed to enquire into the expediency of reducing the tax on lands, and that they report by bill or otherwise.

On motion of Mr. Smith of Wabash,

Resolved, That the committee on the Judiciary be instructed to enquire whether any, and if any what amendments are necessary to be made to the act, entitled "an act to prevent trespassing by cutting timber," in order to make offences ur-

der the said act cognizable before justices of the Peace; and that said committee be instructed to report by bill or otherwise.

Mr. Minshall proposed for adoption the following resolution:

Resolved, That the Committee on Agriculture be instructed to enquire into the expediency of establishing a State agricultural society, and making it the duties of each county commissioners court to organize a Branch in each county, whose duty it shall be to send delegates to the State society annually.

Which was not adopted.

Mr. Harris gave notice that he should on Monday next, or some day thereafter, ask leave to introduce a bill for the benefit of the infant heirs of Elizabeth Good, deceased.

Mr. Reddick gave notice that he should on Tuesday next, or some day thereafter, ask leave to introduce a bill for

"An act to locate a State Road from the town of Decatur in Macon county to Newton in Jasper county."

On motion of Mr. Galbreath,

Resolved, That the Governor be respectfully requested to inform this House whether or not the Bank of the State of Illinois has executed a bond to this State for the payment of the Wiggins loan, together with all interest accruing thereon, from the passage of "an act supplementary to an act incorporating the subscribers to the Bank of the State of Illinois," approved 16th of January 1836, and if so at what time the same was executed.

On motion of Mr. McClernand,

Resolved, That the commissioners of the School Fund be requested to report to this House as soon as may be, of what amount the school Fund consists at this time.

On motion of Mr. Willson,

Resolved, That the committee on the Judiciary be instructed to enquire into the expediency of confining the Jurisdiction of Justices of the Peace and constables to their own precincts, and that they report by bill or otherwise.

On motion of Mr. Green of Clay,

Resolved by the House of Representatives (the Senate concurring herein,) that a joint select committee of both Houses, of three on the part of the House, and two on the part of the Senate, be appointed to draft a memorial to Congress, directing our Senators, and requesting our Representatives to use their best exertions, in procuring the passage of a law secu-

ring a mail or post route from Maysville in Clay county, to Lewisville in Clay county and thence to Ewington in Effingham county, and thence to Shelbyville in Shelby county, and thence to Decatur in Macon county.

Ordered, That Messrs Green of Clay, Hankins and Reddick be the committee on the part of the House, that the clerk carry said resolution to the Senate, and ask their concurrence therein.

On motion of Mr. Marrs,

Resolved, That the Governor of this State be requested to communicate to this House, the vacancies which have occurred during the last year in the office of Judge of Probate in the several counties of this State.

Mr. Moore of McLean, proposed for adoption the following resolution, viz:

Resolved, That the committee on Elections be instructed to enquire into the expediency of changing the mode of voting *viva voce*, at elections, to that of voting by ballot, and that they report by bill or otherwise.

On motion of Mr. Lane,

Said resolution and amendment were laid upon the table, until the 4th day of July next, by yeas and nays as follow: upon the call of Messrs. Moore of St. Clair and McMurtry, viz:

In the affirmative,

Messrs. Able, Aldrich, Carpenter, Charles, Cloud, Courtright, Craig, Crain, Cullom, Dawson, Dement, Diarman, Dollins, Dunbar, Edmonston, English, Enloe, Elkin, Green of Clay, Happy, Hardin, Harris, Hunt, Lane, Leary, Linder, Logan, Lyons, McCown, McMurtry, McClernand, Marrs, Minor, Minshall, Morton, Murphy of Perry, Murphy of Vermilion, Naper, Nowlin, Odam, Rawlston, Richardson, Scarborough, Turney, Turly, Voris Walker of Morgan, Whitten, Witt, Wood and Mr. Speaker.—52.

In the negative,

Messrs. Atwater, Ball, Barnett, Bently, Dougherty, Douglass, Galbreath, Green of St. Clair, Henshaw, Hogan, Harris, Lagow, Lincoln, McCormick, Madden, Moore of McLean, Moore of St. Clair, Oneille, Paullen, Rawalt, Reddick, Shields, Smith of Wabash, Stone, Stuart, Stuntz, Webb and Wilson —28.

Message from the Senate by Mr. Thomas, their Secretary.

Mr. Speaker:—The Senate have adopted the following resolution and ask the concurrence of the House of Representatives therein, viz:

Resolved by the Senate, (the House of Representatives concurring herein,) That our Senators in Congress be instructed, and our Representative be requested to use their influence to procure the passage of a law to grant to this State every alternate section of land, situated within three miles of the Kankakee and Iroquois rivers, their full length in this State, for the purpose of improving said rivers, from their mouths to the State line.

Resolved, That the Governor be requested to forward a copy of the above resolution to our delegates in Congress.

And he withdrew.

The resolution from the Senate in relation to the improvement of the Kankakee and Iroquois rivers, &c. was read,

Mr. McClernand moved to amend said resolution by adding after the word, "Iroquois" the words "Little Wabash."

On motion of Mr. Linder,

Said proposed amendment was amended by adding "Embarrass."

On motion of Mr. Logan,

Said proposed amendment was further amended by adding the words "Big Muddy."

On motion of Mr. Enloe,

Said proposed amendment was further amended by adding the word, "Cache."

On motion of Mr. Murphy of Vermilion,

Said proposed amendment was further amended by adding the word, "Big Vermilion."

On motion of Mr. Witt,

Said proposed amendment was further amended by adding the word "Macoupin."

On motion of Mr. Turney,

Said proposed amendment was further amended by adding the words, "Skillet Fork of Little Wabash."

On motion of Mr. Craig,

Said proposed amendment was further amended by adding the words, "Plum and Apple."

On motion of Mr. Walker of Morgan,

Said proposed amendment was further amended by adding the word "Illinois."

Mr. Leary moved further to amend said proposed amendment by adding the following, viz:

"And all other navigable rivers in this State."

Mr. Ball moved to lay said resolution and proposed amendments upon the table until the 4th day of July next.

Which was decided in the negative by yeas and nays as follows, upon the call of Messrs Witt and Leary, viz:

In the affirmative,

Messrs. Aldrich, Ball, Barnett, Bently, Charles, Dawson, Galbreath, Madden, Nowlin, Pawlen, Ralston, Stone, and Wood,—13.

In the negative,

Messrs. Able, Atwater, Carpenter, Cloud, Courtright, Craig, Crain, Cullom, Dement, Diarman, Dollins, Dougherty, Douglass, Dunbar, Edmonston, Elkin, English, Enloe, Green of Clay, Green of St. Clair, Happy, Hardin, Harris, Henshaw, Hogan, Huey, Lagow, Lane, Leary, Lincoln, Linder, Logan, Lyons, McCormick, McCown, McMurtry, McClernand, Marrs, Minor, Minshall, Moore of McLean, Moore of St. Clair, Morton, Murphy of Perry, Murphy of Vermilion, Odam, Oneille, Rawalt, Reddick, Scarborough, Shields, Smith of Wabash, Stuart, Stuntz, Turney, Voris, Walker of Cook, Walker of Morgan, Webb, Whitten, Wilson, Witt, and Mr. Speaker.—65.

When,

On motion of Mr. Morton,

Said resolution and proposed amendments were referred to the committee on Internal Improvements.

And then the House adjourned until 2 o'clock, P. M.

2 o'clock, P. M.

House met pursuant to adjournment.

On motion of Mr. Minor,

Leave of absence until Monday next, was given Mr. Hankins.

The resolution from the Senate in relation to the election of an Auditor, Treasurer and Attorney General, was read,

Mr. Douglass proposed to amend said resolution, by adding "and Public Printer."

Mr. Linder moved to lay said resolution and proposed amendments upon the table;

Which was not agreed to.

Mr. Douglass' amendment was then agreed to.

Mr. Linder moved further to amend said resolution by striking out the words, "Wednesday the 4th," and inserting "Monday the 16th."

Mr. Webb called for a division of the question.

The question was then taken on striking out and agreed to.

Mr. Hardin proposed to fill the blank with "Monday the 9th."

Mr. Moore of St. Clair, proposed "Saturday the 7th."

The question was then taken upon filling the blank with the words, "Monday the 16th," and agreed to.

Mr. Webb moved further to amend said resolution by striking out the words, "Attorney General."

Mr. Linder moved to amend the amendment by striking out the words, "and Treasurer," which was not agreed to.

Mr. Webb's amendment was then agreed to.

On motion of Mr. Richardson,

Said resolution was further amended by adding the words, "and Warden of the Penitentiary."

The resolution as amended was then adopted.

Ordered, That the Clerk inform the Senate thereof, and ask their concurrence therein, in the amendment of the House thereto.

The Engrossed bill for

"An act to incorporate the Pekin Hotel Company,"

Was read the third time and,

On motion of Mr. Cloud,

Said bill was amended by adding the following section, viz:

"Sec. 13. That nothing in this act, shall be so construed as to exempt the said corporation, from the operation of the laws of this State, regulating Inns and Taverns. The Legislature hereby reserves the right to alter, change, amend or repeal this act, whenever the public good may require the same."

The bill then passed as amended.

Ordered, That the title of the bill be as aforesaid, that the Clerk carry said bill to the Senate, and ask their concurrence therein.

The Engrossed bill entitled,

"An act to incorporate the Canton College of Illinois;"

Was read the third time and,

On motion of Mr. Cloud,

Said bill was amended by adding the following section, viz:

Sec. 12. The Legislature hereby reserves the right, to alter, change, amend, or repeal this act whenever the public good may require the same.

The bill was then passed as amended.

Ordered, That the title of the bill be as aforesaid, that the Clerk carry said bill to the Senate, and ask their concurrence therein.

The engrossed bills entitled,

"An act to re-locate a part of the State Road leading from Paris to Decatur;" and

"An act to re-locate a part of the State road leading from Springfield to Decatur;"

Were severally read the third time, and passed.

Ordered, That the titles of the bills be as aforesaid, that the Clerk carry said bills to the Senate, and ask their concurrence therein.

The engrossed bill entitled,

"An act to incorporate the Quincy Academy,"

Was read the third time.

On motion of Mr. Bentley,

Said bill was amended by adding the following section, viz:

"Sec. 15. The right to alter, change, amend, or repeal this act is hereby reserved to subsequent Legislatures, whenever the public good may require the same:"—by yeas and nays upon the call of Messrs. Cloud and Bentley, as follow, viz:

In the affirmative,

Messrs. Able, Ball, Bentley, Carpenter, Cloud, Courtright, Craig, Crain, Cullom, Dawson, Dement, Dollins, Dougherty, Douglass, Dunbar, Edmonston, Elkin, Edwards, English, Galbreath, Green of Clay, Green of St. Clair, Happy, Harris, Henshaw, Huey, Hunt, Leary, Lyons, McCown, McClernand, Marrs, Moore of McLean, Moore of St. Clair, Morton, Murphy of Perry, Murphy of Vermillion, Naper, Nowlin, Odam, Paullen, Rawalt, Reddick, Richardson, Scarborough, Shields, Stuntz, Turley, Turney, Walker of Cook, Walker of Morgan, Wheeler, Witt, and Mr. Speaker—54.

In the negative,

Messrs. Aldrich, Atwater, Barnett, Hardin, Lagow, Lane, Lincoln, McMurtry, Minor, Minshall, Oneille, Ralston, Smith of Wabash, Stone, Stuart, Voris, Webb, and Wilson—17.

The bill then passed as amended.

Ordered, That the title of the bill be as aforesaid, that the

Clerk carry said bill to the Senate, and ask their concurrence therein.

And then the House adjourned.

SATURDAY, December 31, 1836.

House met pursuant to adjournment.

Message from the Senate by Mr. Bush, their Assistant Secretary.

Mr. SPEAKER:—The Senate have passed a bill entitled,

"An act to continue the road from Shawneetown in Gallatin county, to Chicago in Cook county."

And ask the concurrence of the House of Representatives in the passage thereof.

They have concurred with the House of Representatives in the reference of the Governor's message and accompanying documents on the subject of domestic slavery;

And have appointed,

Messrs. Browning, Servant, Maxwell, and Allen of Greene the committee on their part.

And he withdrew.

Mr. Smith of Wabash presented the petition of sundry citizens of Wabash county, praying for an appropriation for the improvement of the Great Wabash River,

The reading of which was, on his motion,

Dispensed with, and referred to the committee on Internal Improvements.

Mr. Stuart presented the petition of the Trustees of the town of Pekin and others for the passage of an act for the exclusive privilege to the corporation thereof, to keep a ferry across the Illinois river, opposite said town,

The reading of which was, on his motion,

Dispensed with, and the same referred to the committee on Petitions.

Mr. Smith of Wabash presented the petition of sundry citizens of Wabash county, praying the passage of an act authorizing the State to subscribe for a portion of the stock in the Alton and Mount Carmel Rail-Road Company, and,

On his motion,

The reading thereof was dispensed with, and the same referred to the committee on Internal Improvements.

Mr. Douglass from the committee on Petitions, to which was refered the petition of Wyatt Cantrall, praying the privilege of building a mill dam on Rock River, &c. reported adverse to the prayer of the petitioner, and asked to be discharged from the further consideration of said petition:

Which was granted.

Mr. Murphy of Vermilion presented the petition of sundry citizens of Vermilion county for a State road,

The reading of which was, on his motion,

Dispensed with, and the same referred to a select committee.

Ordered, That Messrs. Murphy of Vermilion, Madden, and Courtright be that committee.

Mr. Rawalt from the select committee to which was referred a certain petition, reported a bill for

"An act for a State Road from Utica in Fulton county, to Farmington;"

Which was read the first time, and

Ordered to a second reading.

Mr. Aldrich from the select committee to which was referred a certain petition, reported a bill for

"An act to locate a State Road from Shokokon in Warren county to Rushville in Schuyler county."

Which was read the first time, and

Ordered to a second reading.

Mr. Linder from the select committee to which was referred the bill from the Senate entitled,

"An act to establish the county seat of Iroquois county,"

Reported the same back to the House with sundry amendments;

Which were read and concurred in.

Ordered to a third reading, as amended.

Mr. Dawson proposed for adoption the following preamble and resolution, viz:

Whereas, A large portion of the prairie lands in the State of Illinois so remote from timber, as to render them of little value to the Government; and whereas the granting pre-emption rights for the space of twenty years to the citizens of said State, to not less than one hundred and sixty acres of the unsold prairie lands, at a given distance from timber, upon the following conditions, viz: That he or she will plant and properly cultivate, not less than one-fourth part so pre-empted, in a good lasting timber, suitable, or adapted to the growth of the soil which would much improve the condition of the coun-

try, and much enhance the value of the remaining unsold lands of the government.

Therefore, be it resolved by the General Assembly of the State of Illinois, That our Senators in Congress be instructed, and our Representatives requested to use their united efforts to procure the passage of a law, by the Congress of the United States, to carry out the principles as set forth in the above preamble under such rules and restrictions, as the wisdom of Congress may think most proper to carry out the views of this General Assembly.

Which was read and adopted.

Ordered, That the Clerk carry said preamble and resolution to the Senate and ask their concurrence therein.

Mr. Voris, in pursuance of a notice heretofore given, asked and obtained leave to introduce a bill for

"An act to incorporate the Pekin Hotel Company."

Which was read the first time, and

Ordered to a second reading.

Mr. Dunbar, in pursuance of notice heretofore given, asked and obtained leave to introduce a bill for

"An act to locate a State Road from Charleston in Coles county, to Urbanna in Champaigne county."

Which was read the first time, and

Ordered to a second reading.

Mr. Walker of Morgan in pursuance of notice heretofore given, asked and obtained leave to introduce a bill for

"An act providing for the election of school commissioners or agents for the several townships in this State."

Which was read the first time, and,

Ordered to a second reading.

Mr. Shields moved to dispense with the rule of the House, and read said bill now a second time by its title.

Which was not agreed to.

On motion of Mr. Cloud,

Resolved, That a select committee of five be appointed to inquire into the expediency of reporting a bill to this House, having for its object the distribution of the surplus revenue, authorized to be received from the United States, by the Treasurer of this State, by the act entitled, "An act to provide for receiving a distributive share of the surplus revenue of the United States on deposite," passed at the present session of the General Assembly, among the several counties of this State, to be apportioned among said counties respectively,

according to the ratio of population, at the last State census, and to be loaned to the inhabitants of said counties, by Commissioners to be appointed under said bill, on a pledge of unincumbered real estate, of double the value of the sum loaned: no individual being permitted to borrow more than the sum of five hundred dollars, nor for a longer period of time, than one year.

Ordered, That Messrs. Cloud, Able, Madden, Minshall, and Linder be that committee.

Mr. Dougherty gave notice that he should on Thursday next, or some day thereafter, ask leave to introduce a bill for

"An act permanently to establish the boundary line, between Jackson and Union coanties."

On motion of Mr. Dement,

Leave of absence until Wednesday next is given to Mr. Green of Clay.

Mr. Atwater in pursuance of notice heretofore given, asked and obtained leave to introduce a bill entitled,

"An act for the benefit of securities."

Which was read the first time, and,

Ordered to a second reading.

Mr. McCown moved that the rule of the House be dispensed with, and that said bill be now read a second time by its title;

Which was not agreed to.

Mr. Webb, in pursuance of notice heretofore given, asked and obtained leave to introduce a bill for

"An act to authorize James Jessop to build a bridge across Skillet Fork;"

Which was read the first time; and

Ordered to a second reading.

Mr. Cloud from the committee on Roads and Canals to which was referred a certain petition, reported a bill for

"An act to locate a State Road from Shelbyville in Shelby county, via Urbanna in Champaign county, to intersect the State Road leading from Danville to Chicago;"

Which was read the first time, and

Ordered to a second reading.

Mr. Stone gave notice that he should on Monday next, or some day thereafter, ask leave to introduce a bill for

"An act for the adjustment and settlement of certain fee bills charged by the Clerk of the Circuit Court of Sangamon county against the President, Directors, and Company of the State Bank of Illinois."

Mr. Hardin, in pursuance of notice heretofore given, asked and obtained leave to introduce a bill for

"An act to prevent the circulation of Bank notes of a less denomination than five dollars in this State."

Which was read the first time, and,

Ordered to a second reading.

Mr. Webb, in pursuance of notice heretofore given, asked and obtained leave to introduce a bill entitled,

"An act for the relief of Charles I. Weed."

Which was read the first time, and

Ordered to a second reading.

Mr. Logan gave notice, that on Monday next or some day thereafter, he should ask leave to introduce a bill for

"An act to authorize the location of a State Road from Shawneetown on the Ohio River, to Gill's ferry on the Mississippi river."

Mr. Aldrich in pursuance of notice heretofore given, asked and obtained leave to introduce a bill for

"An act to locate a State Road from Warsaw in Hancock county, to Peoria in Peoria county."

Which was read the first time, and

Ordered to a second reading.

Mr. Huey gave notice that he should on Tuesday next or some day thereafter, ask leave to introduce a bill for

"An act to amend an act entitled an act concerning estray animals, approved February 9th, 1835."

Mr. Lane gave notice that he should on Tuesday next, or some day thereafter, ask leave to introduce bills of the following titles, viz:

"An act to authorize the location of a State Road from Carlinville in Macoupin county, to Greenfield and White-Hall in Greene county, to Pittsfield in Pike county."

"An act to incorporate the Jerseyville Hotel Company in the county of Greene;" and

"An act to incorporate the White Hall Company in the county of Greene."

Mr. Walker of Cook in pursuance of notice heretofore given, asked and obtained leave to introduce a bill for

"An act authorizing the school commissioners of the county of Cook, to pay over to the Commissioners of the county of Will her proportion of the school fund:"

Which was read the first time, and

Ordered to a second reading.

Mr. Rawalt gave notice that he should on Monday next, or some day thereafter, ask leave to introduce a bill for

"An act for the purpose of ascertaining the will of the people, in regard to the manner of voting at elections."

The bill from the Senate entitled,

"An act to continue the State Road from Shawneetown in Gallatin county, to Chicago in Cook county,"

Which was read the first time, and

Ordered to a second reading.

The engrossed bills entitled,

"An act to change the name of Free Frank," and

"An act supplemental to an act concerning public roads;" approved Feb. 3d, 1835.

Which were severally read the third time, and passed.

Ordered, That the title of said bills be as aforesaid, that the Clerk carry said bills to the Senate, and ask their concurrence therein.

And then the House adjourned until 2 o'clock P. M.

2 o'clock, P. M.

House met pursuant to adjournment.

Mr. Dawson from the committee on Enrolled Bills, reported as correctly enrolled

'A memorial to Congress in relation to property lost during the Indian disturbances in 1831 and 1832:' and

'A memorial and resolution in relation to the establishment of a certain mail route.'

The engrossed bill entitled,

"An act for the relief of the heirs of Mason Paine and Michael Dillow,"

Was read the third time by its title and passed.

Ordered, That the title of the bill be as aforesaid, that the Clerk inform the Senate thereof, and ask their concurrence therein.

The bill from the Senate entitled,

"An act to amend an act entitled an act for the appointment of notaries public, approved December 20th, 1828,"

Was read the third time as amend, and passed.

Ordered, That the title of the bill be as aforesaid, that the Clerk carry said bill to the Senate, and ask their concurrence in the amendments of the House to said bill.

The bill from the Senate entitled,

"An act to incorporate the Kaskaskia Bridge Company,"

Was read the third time as amended: and,

On motion of Mr. Shields,

Referred to a select committee.

Ordered, That Messrs. Shields, Green of Clay, and Odam be that committee.

And then the House adjourned until Monday morning, at 10 o'clock.

MONDAY, January 2, 1837.

House met pursuant to adjournment.

Mr. Voris presented the petition of sundry citizens of Peoria county praying the location of a State Road from Peoria in Peoria county, to Knoxville in Knox county,

The reading of which was,

On his motion,

Dispensed with and the same referred to a select committee.

Ordered, That Messrs. Voris, McMurtry, and Nowlin be that committee.

Mr. Minshall presented the petition of sundry citizens, praying the establishment of a State Road from Peoria by way of Canton, Rall's mills, Huntsville, and Houston to Quincy,

The reading of which was, on his motion,

Dispensed with, and laid on the table.

Mr. Happy presented the petition of sundry mechanics of Jacksonville, praying for an act of incorporation for the purposes therein named,

The reading of which was, on his motion,

Dispensed with and the same referred to a select committee.

Ordered, That Messrs. Happy, Walker of Morgan, and Douglass be that committee.

Mr. Turney presented the petition of sundry citizens, praying the improvement of the navigation of the Little Wabash River,

The reading of which was,

On his motion,

Dispensed with, and referred to the committee on Internal Improvements.

Mr. Courtright presented the petition of sundry citizens of Irroquois county concerning certain school lands therein named,

The reading of which was, on his motion,

Dispensed with, and referred to the committee on Education.

Mr. Harris presented the petition of sundry citizens of Macoupin county, praying for a State road therein named,

The reading of which was, on his motion,

Dispensed with and the same referred to the committee on Petitions.

Mr. Aldrich presented the petition of sundry citizens of Hancock county for a State road from Quincy to Monmouth,

The reading of which was, on his motion,

Dispensed with, and referred to the same select committee to which another on the same subject was referred.

Mr. Stuart from the committee on Petitions, to which whs referred a certain petition, reported a bill for

"An act to legalize the incorporation of Pekin;"

Which was read the first time, and

Ordered to a second reading.

On motion of Mr. Stone,

The rule of the House was dispensed with, and the bill read a second time by its title, and

Referred to the committee on the Judiciary.

Mr. English from the select committee to which was referred a bill from the Senate entitled,

"An act declaring certain roads herein mentioned State Roads,"

Reported the same without amendment.

The bill then ordered to a third reading.

On motion of Mr. Minor,

Resolved, That a select committee of seven be appointed to enquire into and report to this House, whether any

Legislative active ought to be had, at the present session of the General Assembly, with regard to the removal and re-location of the seat of Government of this State, and that they have leave to report by bill or otherwise.

Ordered, That Messrs. Minor, Voris, Stone, Hogan, Cloud, Dement, and Dougherty be the committee in pursuance of the foregoing resolution.

Message from the Senate by Mr. Bush, their Assistant Secretary

Mr. SPEAKER:—I am directed to inform the House of Representatives, that the Senate have passed bills of the following titles, viz:

"An act in relation to title of school and canal lands."

"An act for the benefit of the heirs of William Rawton."

"An act to change the corporate powers of the town of Galena."

In the passage of which they ask the concurrence of the House of Representatives.

They have concurred with the House of Representatives in the adoption of the memorial and resolution in relation to exempting, &c. public lands from taxation.

And then he withdrew.

On motion of Mr. Ralston,

Resolved, That the committee on Elections be instructed to report a bill for the election of Governor and Lieutenant Governor, to fill all vacancies in said offices not otherwise provided for by the Constitution of this State.

On motion of Mr. Linder.

Resolved, That the Committee on the Judiciary be insructed to enquire into the expediency of paying jurors out of any funds in the county Treasuries not otherwise appropriated, and that they have leave to report by bill or otherwise.

Mr. French from the select committee to which was referred a certain petition reported a bill for

"An act declaring a road therein named a State road."

Which was read the first time, and

Ordered to a second reading.

Mr. Dougherty from the committee on the Judiciary to which was referred a certain resolution reported a bill entitled,

"An act forming additional Judicial Districts;"

Which was read the first time, and,

Ordered to a second reading.

Mr. Minshall gave notice that on Thursday next, or some

day thereafter, he should ask leave to introduce a bill for

"An act to enable the citizens of Mt. Sterling in Schuyler county to become a corporate town."

Mr. Dougherty, from the committee on the Judiciary to which was referred the bill entitled,

"An act for the benefit of Thomas I. Wood infant heir of John Wood, deceased;"

Reported the same without amendment.

The bill was then ordered to be engrossed for a third reading.

Mr. Webb gave notice that he should on Saturday next, ask leave to introduce a bill for

"An act to locate a certain State road;"

On motion of Mr. Leary,

Resolved, That the committee on Elections be requested to enquire into the expediency of making the offices of Notary Public and Public Administrator elective by the people.

Mr. Turney gave notice, that he should on Thursday next or some day thereafter ask leave to introduce a bill for the purposes therein named.

On motitn of Moore of St. Clair.

The bill some time since laid upon the table entitled,

"An act to amend and reduce into one the several acts concerning the public revenue;" was taken up—and

Ordered to a second reading.

On motion of Mr. Dawson,

The rule of the House was dispensed with and said bill read the second time by its title, and

Re-committed to the committee on Finance.

Mr. Minshall, in pursuance of notice heretofore given, asked and obtained leave to introduce a bill entitled,

"An act to amend an act entitled an act for the limitation of action and for avoiding vexatious law suits;"

Which was read the first time, and

Ordered to a second reading.

Mr. Harris, in pursuance of notice heretofore given, asked and obtained leave to introduce a bill for

"An act for the relief of the infant heirs of Ezekiel Good, deceased."

Which was read the first time, and

Ordered to a second reading.

Mr. McMurtry gave notice that on Thursday next, or some day thereafter, he should ask leave to introduce a bill for

"An an act to locate a State Road from Knoxville in Knox county, to Stephenson in Rock Island county."

Mr. Stuart gave notice that he should on Wednesday next, or some day thereafter, ask leave to introduce a bill to regulate the salaries of the Judges of the Circuit Courts.

Mr. Nowlin, in pursuance of notice heretofore given, asked and obtained leave to introduce a bill for

"An act to amend an act entitled, "an act for the prevention of frauds and perjuries;" approved February 16, 1827.

Which was read the first time, when,

On motion of Mr. Linder,

Said bill was laid on the table, until the 4th day of July next.

Mr. McClernand presented the petition of Timothy Guard and others, securities of James Caldwell, praying relief,

The reading of which was on his motion,

Dispensed with, and referred to the committee on Petitions.

Message from the Governor by A. P. Field, Esq. Secretary of State. was received and read, and is as follows, viz:

EXECUTIVE DEPARTMENT,
Vandalia, December 30th, 1836.

To the Honorable, the Speaker
of the House of Representatives:

SIR:—I have the honor herein to enclose a list of vacancies which have occurred in the office of Judge of Probate in the different counties since the last sesssion of the Legislatvre, with a request that you may lay the same before the House over which you have the honor to preside.

I have the honor to be, Sir,
With great respect,
Your obedient servant,
JOSEPH DUNCAN.

A list of counties in which vacancies have occurred in the office of Judge of Probate since the last session of the Legislature—Clay, Jackson, Clark, Knox, Marion, Lawrence, McLean, Hancock, and Jo Davies.

On motion of Mr. Moore of St. Clair,

Said communication was laid on the table.

The other communication was then read, and is as follows, viz:

EXECUTIVE DEPARTMENT,
Vandalia, December 31st, 1836.

To the Honorable, the Speaker
of the House of Representatives:

SIR:—In compliance with a resolution of the House of Representatives of the 29th inst. calling upon this department for information relative to the execution of the Bond of the State Bank of Illinois, for the payment of the loan made by the State to Samuel Wiggins, I have the honor to state that the bond was duly executed by the Bank in conformity to act of the last Legislature. And by the enclosed letter from the President, it will be seen what arrangements have been made in relation to the interest.

I have the honor to be, Sir,
Your obedient Servant,
JOSEPH DUNCAN.

The accompanying communication was then read, and,

On motion of Mr. Stone,

That and the communication from the Governor be referred to the committee on Finance.

The bills from the Senate entitled,

"An act in relation to the title of school and canal lands,"

Was read the first time, and

Ordered to a second reading.

On motion of Mr. English,

The rule of the House was dispensed with, and said bill read the second time by its title; and,

Mr. English moved to refer the bill to a select committee.

Mr. Stone moved a reference to the committee on the Judiciary.

The question was then taken on referring to a select committee, and decided in the negative.

The question was then taken on referring to the committee on the Judiciary, and agreed to.

The bill from the Senate entitled,

"An act for the benefit of the heirs of William Rowton,"

Was read the first time, and

Ordered to a second reading.

The bill from the Senate entitled,

"An act to change the corporate powers of the town of Galena,"

Was read the first time, and
Ordered to a second reading.

Mr. Murphy of Vermilion moved that the rule of the House be dispensed with, and that said bill be read the second time by its titl

Which was not agreed to.

And then the House adjourned until 2 o'clock, P. M.

2 o'clock, P. M.

House met pursuant to adjournment.

Message was received from the Governor by A. P. Field Esq. Secretary of State, which was read, and is as follows, to wit:

EXECUTIVE DEPARTMENT,
VANDALIA, Jan. 2, 1837.

To the Honorable the Speaker,
of the House of Representatives,

SIR:—I have the honor to inform the House of Representatives, that I received this morning a report from the Board of Canal Commissioners, accompanied by a number of Documents, containing all their operations, and agreeably to a resolution of the Senate, have communicated it to that body. I should have been pleased, to have transmitted to your body, a copy of said report and documents, at the same time, but their voluminous character, would require considerable time, to have them copied, but as soon as possible, I shall cause a copy of them to be laid before your honorable body.

I have the honor to be, Sir,
With great respect,
Your obedient servant,
JOSEPH DUNCAN.

And on motion of Mr. Minshall,
Was laid upon the table.
The bill from the Senate entitled,
"An act to establish the county seat of Iroquois county,"
Was read the third time, and passed as amended.

Ordered, That the title of the bill be as aforesaid, that the Clerk inform the Senate thereof and ask their concurrence therein.

The bill for

"An act for the relief of Peter Clements;"

Was read the second time, and

On motion of Mr. Paullen,

The bill was amended by striking out the second and third sections of said bill, and inserting the following in lieu thereof, viz:

Sec. 2. Said Commissioners, after having taken an oath before some justice of the peace of said county, for the faithful discharge of the duties required of them by this act, shall proceed to said section and estimate the valne of the improvement made thereon, by the said Peter Clements, taking into consideration the increased value thereof, in consequence of said improvement; and also the value received by the said Peter Clements, by the use and occupation of the said premises; and if in their opinion the said Peter Clements has not been fully and justly remunerated by the use and occupancy of said premises, they shall determine to what amount he is justly entitled, and make report thereof to the school commissioner and agent of said county of Pike.

Sec. 3. It shall be the duty of the said school commissioner and agent, to receive and file the report of said commissioners in his office, and to pay to the said Peter Clements the amount of money the said oommissioners shall report to be due to him: the said money to be paid out of the funds, belonging to said township, and not out of the funds of any other. This act to be in force, from and after its passage.

On motion of Mr. Wheeler,

Said bill was further amended by adding after the name of "James Madison," the name of "Nathan Tucker."

The bill as amended was then ordered to be engrosed for a third reading.

The bills for

"An act to incorporate the White Hall and Albany Turnpike Road Company,"

Was read the second time and,

On motion of Mr. Lane,

Referred to the committee on the Judiciary.

The bills entitled,

"An act to incorporate the town of White-Hall, and for other purposes."

"An act to appoint Commmissioners to locate a State road from William Crow's to Jacksonville."

"An act for the relief of Samuel G. Beckley, Administrator of Isam Cook, deceased;"

"An act to change the name of the town of Liberty."

"An act to locate a State road from Macomb to the Mississippi river opposite Burlington;"

"An act to locate and establish a State road from the State line of Indiana to Cat-fish Point, in the county of Edgar."

"An act for the relief of the minor heirs of James Marshall, deceased."

"An act concerning the town of Exeter, in Morgan county."

"An act for the relief of Polly Walters, administratrix, and John Ellis, admistrator of Hiram Walters, dec'd."

Were severally read the second time, and

Ordered to be engrossed for a third reading.

The bill entitled,

"An act allowing compensation to Judges and Clerks of election in certain cases;"

Was read the second time, and

On motion of Mr. Courtright,

Referred to a select committee,

Ordered, That Messrs. Courtright, Edwards, and Carpenter be that committee.

The bill entitled,

"An act to concerning the town of Mount Vernon,"

Was read the second time, and,

On motion of Mr. Shields,

Referred to a select committee.

Ordered, That Messrs. Shields, Minshall and Walker of Cook be that committee.

The bill entitled,

"An act to amend the act to license and regulate taverns,"

Was read the second time, and,

On motion of Mr. Carpenter,

Referred to a select committee.

Ordered, That Messrs. Carpenter, Enloe, and Dunbar be that committee.

The bill from the Senate entitled,

"An act supplementary to an act to incorporate the Alton

Marine and Fire Insurance Company;" approved February 7th, 1835.

Was read the second time—when,

Mr. Linder moved to refer said bill to the committee on the Judiciary.

Mr. Hogan moved its reference to a select committee.

The question was then taken upon referring it to the committee on the Judiciary;

And decided in the affirmative.

The bill for

"An act to locate a State road from Vandalia to Alton,"

Was read the second time, and

Ordered to be engrossed for a third reading.

The bill for

"An act to incorporatethe Augusta Academy,"

Was read the second time, and

On motion of Mr. Atwater,

Referred to a select committee.

Ordered, That Messrs. Atwater, Walker of Cook, and Madden be that committee.

The bill for

"An act to change the name of the town of Columbia,"

Was read the second time, when,

On motion of Mr. Atwater,

Said bill was amended by striking out the word "Augusta," and inserting "Lacon."

The bill was then ordered to be engrossed for a third reading.

The bill for

"An act permanently establishing the Appalonia District in Morgan county, and for other purposes,"

On motion of Mr. Cloud,

Referred to a select committee.

Ordered, That Messrs. Cloud, Douglass, and Morton be that committee.

The bill for

"An act to encourage the killing of wolves,"

Was read the second time.

Mr. Rawalt moved to refer said bill to a select committee.

Which was not agreed to.

On motion of Mr. Dawson,

Said bill was referred to a committee of the Whole House, and made the order of the day for Saturday next.

On motion of Mr. Minshall,

The rule of the House was dispensed with, and
The bill entitled,
"An act for a State road from Peoria in Peoria county, to Quincy in Adams county."
Was read the second time by its title, and
Referred to a select committee.
Ordered, That Messrs. Minshall, Galbreath, and Paullen be that committee.
On motion of Mr. Dawson,
The rule of the House was dispensed with, and
The bill entitled,
"An act to incorporate the Stonington College of Illinois,"
Was read the second time by its title, and
Referred to a select committee.
Ordered, That Messrs. Dawson, McCormick, and Edwards be that committee.
The bills from the Senate entitled,
"An act to change the name of Watson James Philley."
"An act to amend an act entitled an act concerning the towns of Pittsfield and Chester."
"An act to locate a State Road from Ottawa in La Salle county, to Napersville in Cook county."
"An act to authorize Thomas Reynolds and Elisha Seymour to build a toll bridge across the Kaskaskia river at Farmington in the county of St. Clair."
"An act to locate a State road from Salem to Chester;"
"An act for relief of the purchasers of Saline lands," and
"An act to locate a State Road from Shelbyville in Shelby county, to Danville in Vermilion county,"
Were severally read the second time, and
Ordered to a third reading.
Mr. Huey moved that the House adjourn;
Which was not agreed to.
The bill for
"An act to amend the several acts relating to the Attorney General and State's Attorneys."
Was read the second time, and
On motion of Mr. English,
Referred to the committee on the Judiciary.
The bill for
"An act to locate a State road in the county of Edgar,"
Was read the second time, and
Ordered to be engrossed for a third reading.

On motion of Mr. Walker of Morgan,

The rule of the House was dispensed with, and the bill entitled,

"An act providing for the election of school commissioners or agents for the several townships in this State,"

Was read the second time by its title.

Mr. Walker of Morgan moved to lay said bill upon the table and that 200 copies thereof be printed.

Mr. Nowlin proposed the printing of 130 copies.

Mr. Linder proposed the printing of 250 copies,

Which was not agreed to.

The question was then taken upon Mr. Walker's motion, and agreed to.

The House adjourned.

Tuesday, January 3, 1837.

House met pursuant to adjournment.

Mr. Dawson, from the committee on Enrolled Bills, reported that they had laid before the Governor the "memorial to Congress on the subject of the National Road;" the "memorial to Congress in relation to property lost in the Indian wars of 1831 and 1832," and the "memorial in relation to certain mail routes."

Mr. Moore of St. Clair. presented the petition of Joseph Pabor, James P. Morris and others praying the Legislature to pass an act to incorporate a company to construct a canal from the Cahokia creek to the Mississippi river.

The reading of which was,

On his motion,

Dispensed with and the same referred to a select oommittee.

Ordered, That Messrs. Moore of St. Clair, Smith of Madison, and Stuntz, be that committee.

Mr. Webb presented the petition of sundry citizens of White county, praying the passage of a law authorizing the County Commissioners to convey a certain tract of land to the trustees of the Carmi academy.

The reading of which was on his motion,

Dispensed with, and referred to a select committee.

Ordered, That Messrs. Webb, McCown and Oneille be that committee.

Mr. Marrs presented the petition of sundry citizens of Clark and Coles counties, praying for a State road therein named,

The reading of which was, on his motion,

Dispensed with, and referred to a select committee.

Ordered, That Messrs. Marrs, French and Pace be that committee.

Mr. Atwater presented the memorial of sundry citizens of Putnam and other counties on the subject of a canal from the mouth of Rock river to the Illinois river, in Putnam county. And a Rail Road from the latter point to the East line of the State, in the direction of Lafayette in Indiana; which was read,

Mr. Atwater moved to refer the memorial to the committee on Internal Improvements.

Mr. Hogan moved to refer to the committee on Roads and Canals.

The question was put upon Mr. Atwater's motion, and decided in the negative.

The question was then put upon Mr. Hogan's motion and agreed to.

Mr. Courtright presented the petition of sundry citizens of the counties of Iroquois, Will, Winnebago and Kane, praying certain State roads therein named.

The reading of which was on his motion,

Dispensed with, and referred to the committee on Roads and Canals.

Mr. Dunbar presented the petition of sundry citizens of Coles county, against the location of a State road from Charleston to Springfield.

The reading of which was on his motion,

Dispensed with, and referred to the same select committee to which the petition on the same subject was referred.

Mr. Marrs presented the petition of sundry citizens of Clark county, praying for a certain State road therein named.

The reading of which was on his motion,

Dispensed with, and the same referred to a select committee.

Ordered, That Messrs. Marrs, Linder and Oneille be that committee,

Mr. Turley from the select committee to which was referred a certain petition, reported a bill for

"An act to locate a State road from Shelbyville in Shelby county, to the county line of Fayette county."

Which was read the first time, and

Ordered to a second reading.

Mr. Stuart from the select committee to which was referred a certain petition, reported a bill for

"An act to locate a State road from Hennepin by Pekin, to Springfield;"

Which was read the first time, and

Ordered to a second reading.

Mr. Leary from the select committee to which was referred the bill entitled,

"An act concerning the town of Mount Vernon;"

Reported the same with amendments, which were read and concurred in.

Mr. Shields moved to lay the bill upon the table,

Which was agreed to.

Mr. Aldrich from the select committee to which was referred the bill for

"An act to make the Clerks of the county commissioners' court and county Treasurers, elective by the people,"

Reported a substitute for the original bill; which was read and adopted; when,

On motion of Mr. Moore of St. Clair,

The bill was referred to the committee on the Judiciary.

Mr. Shields from the select committee to which was recommitted the bill from the Senate entitled,

"An act to Incorporate the Kaskaskia Bridge Company;"

Reported the same with sundry amendments, which were read and concurred in.

Mr. Cloud moved to amend the bill by adding at the end of the bill, the following, viz:

"The Legislature reserves the right to alter or repeal this act whenever in their opinion the public good requires the same."

Mr. Stone moved to amend the amendment by striking out all of the proposed amendments and inserting the following, viz:

"That no powers hereby and herein granted, to said incorporation, which contravene the constitution and laws of this State."

And then the House adjourned until 2 o'clock P. M.

2 o'clock, P. M.

House met pursuant to adjournment.

On motion of Mr. Moore of St. Clair,

The rule of the house was dispensed with, and the bill from the Senate entitled,

"An act to incorporate the Kaskaskia Bridge Company,"

Was referred to a committee of the Whole House, and the House then resolved itself into a committee of the Whole House upon said bill; and after some time spent therein,

Mr. Speaker resumed the Chair, and

Mr. Moore of St. Clair reported that the committee of the Whole had had said bill under consideration, had made some progress therein, and directed him to ask leave to sit again on said subject,

Which was granted.

And then the House adjourned.

Wednesday, January 4, 1837.

House met pursuant to adjournment.

Mr. Dawson, from the committee on Enrolled Bills, reported as correctly enrolled, 'A memorial in relation to exemption of lands from taxes; and resolution of the joint select committee on the same subject:' and a 'Resolution in relation to the 16th section.'

Mr. McMurtry presented the petition of sundry citizens of Putnam, Henry, and Rock Island counties, praying a certain State Road,

The reading of which was, on his motion,

Dispensed with, and the same referred to a select committee.

Ordered, That Messrs. McMurtry, Charles, and Cullom be that committee.

Mr. French presented the petition of sundry citizens, on the subject of internal improvements, and

On his motion,

The reading thereof was dispensed with, and the same referred to the committee on Internal Improvements.

Message from the Senate by Mr. Bush, their Assistant Secretary.

Mr. SPEAKER:—I am directed to inform the House of Representatives, that the Senate have passed bills of the following titles, viz:

"An act forming a justice district in the county of Edgar.',

"An act to vacate part of a State road leading from Rushville in Schuyler county, to Commerce, Hancock county;"

"An act to alter and amend an act relating to the Gallatin Saline, and the lands belonging to the same," approved, January 16th, 1836.

"An act to incorporate the Griggsville Female Academy;"

In the passage of which they ask the concurrence of the House of Representatives.

And then he withdrew.

Mr. Hunt presented the petition of the citizens of Edwards county, praying the State to subscribe for its reserved share of stock in the Mount Carmel and Alton Rail Road Company;

And, on his motion,

The reading thereof, was dispensed with, and the same was referred to the committee on Internal Improvements.

Mr. Cullom presented the petition of sundry citizens praying the construction of a canal from the Macinaw, to the Illinois river;

The reading whereof was, on his motion,

Dispensed with, and the same referred to a select committee.

Ordered, That Messrs. Cullom, Stuart, and Voris, be that committee.

Mr. Happy from the select committee to which was referred a certain petition reported a bill for

"An act to incorporate the Jacksonville Mechanic's Union;"

Which was read the first time, and,

Ordered to a second reading.

Mr. Atwater from the select committee, to which was referred the bill for

"An act to incorporate the Augusta Academy,"

Reported the same back to the House with sundry amendments;

Which were read and concurred in.

Ordered, to be engrossed for a third reading.

Mr. Courtright from the select committee to which was referred the bill for,

"An act allowing compensation to Judges and Clerks of elections in certain cases."

Reported the same back to the House with an amendment which was read and concurred in.

Ordered to be engrossed for a third reading.

Mr. Minshall from the select committee to which was referred the bill for

"An act for a State road from Peoria, in Peoria county, to Quincy, in Adams county;"

Reported the same back to the House with an amendment which was read and concurred in.

Ordered to be engrossed for a third reading.

Mr. Odam from the select committee to which was referred a certain petition, reported a bill for

"An act to locate a certain State road therein named;"

Which was read the first time, and

Ordered to a second reading.

Mr. Dunbar, from the joint select committee, appointed to draft a memorial to Congress on the subject of extending the provisions of the pension act of 7th June, 1832, &c. reported a memorial which was read and adopted. Also, the following resolutions, viz:

Resolved, That our Senators in Congress be instructed, and our Representatives requested, to use their exertions to procure the passage of a law, in accordance with the principles contained in said memorial.

Resolved, That the Governor forward a copy of the foregoing memorial and resolution to our Senators and Representatives in Congress. Which was adopted.

Ordered, That the Clerk inform the Senate thereof, and ask their concurrence therein.

Mr. Galbreath proposed for adoption the following resolution, viz:

Resolved, That the committee on the Judiciary be instructed to enquire into the expediency of drafting a bill to provide for incorporations generally.

Which was,

On motion of Mr. French,

Laid upon the table,

Mr. Lagow proposed for adoption the following resolution, viz:

Resolved by the General Assembly of the State of Illinois, That our Senators in Congress be instructed, and our Representatives requested, to use their influence to procure the passage of a law by Congress granting to the head of every family who has no lands in these United States, one hundred and sixty acres of land out of any unsold land belonging to the General Government, and that he or she, the taker up, shall make his or her entry at the land office in the district in which land may be, and that the same be patented to the taker up, and that the same shall be and remain a home for him or her and their heirs forever, and the said one hundred and sixty acres of land or the title thereof with its appurtenance shall ever be and remain exempt from execution in any case whatsoever.

Which was,

On motion of Mr. Ralston,

Referred to the committee on Agriculture.

Mr. Cloud from the select committee to which was referred a bill for

"An act permanently establishing the Appalonia district in the county of Morgan, and for other purposes,"

Reported the same back to the House with sundry amendments;

Which were read, and concurred in.

Ordered to be engrossed for a third reading.

Mr. Rawalt from the joint select committee in relation to drafting a memorial to Congress relative to the bottom lands on the Illinois river, &c. reported a memorial,

Which were read and adopted.

Ordered, That the title of the bill be as aforesaid, that the Clerk carry said memorial to the Senate, and ask their concurrence therein.

On motion of Mr. Charles,

Resolved, That the committee on Finance be instructed to inquire into the propriety of requiring all State Treasurers hereafter to be elected, to give bond and security sufficient to cover all moneys, which may hereafter be placed in the State Treasury, and report by bill or otherwise.

Mr. Turney, in pursuance of notice heretofore given, asked and obtained leave to introduce a bill for

"An act for the benefit of James N. Clark, administrator of the estate of the Benjamin A. Clark, deceased."

Which was read the first time, and

Ordered to a second reading.

Mr. Atwater, in pursuance of notice heretofore given, asked and obtained leave to introduce a bill for

"An act to incorporate the Granville academy;"

Which was read the first time, and,

Ordered to a second reading.

Mr. Lane, in pursuance of notice heretofore given, asked and obtained leave to introduce a bill for

"An act to incorporate the Jerseyville Hotel Company;"

Which was read the first time.

On the question, Shall said bill be read a second time?

It was decided in the negative.

Mr. Speaker laid before the House a communication from the Auditor of Public Accounts, showing the quantity of land subject to taxation in each county.

On motion of Mr. Moore of St. Clair,

Said communication was laid on the table, and 500 copies ordered to be printed.

Mr. Speaker laid before the House a communication from Charles Prentice and John Tillson, jun., Surviving Trustees of James Hall's estate, upon the subject of their trust, &c.

Which was read, and

On motion of Mr. Edwards,

Said communication was referred to the committee on Public Accounts and Expenditures.

The bills from the Senate entitled,

"An act forming a justices district in the county of Edgar:"

"An act to vacate part of a State Road, leading from Rushville in Schuyler county to Commerce in Hancock county:"

"An act to alter and amend an act relating to the Gallatin Saline, and the lands belonging to the same," approved January 16th, 1836: and

"An act to incorporate the Griggsville Female Academy:"

Were severally read the first time, and

Ordered to a second reading.

Mr. Richardson moved that the House adjourn until 2 o'clock, P. M.

Which was not agreed to.

On motion of Mr. Enlee,

Resolved by the House of Representatives (the Senate concuring herein,) That our Senators in Congress be instructed, and our Representatives be requested, to use their influence to procure the passage of a law to allow members of the General Assembly of this State, to pass letters, documents, or com-

munications, free from postage as members of Congress do, where it may be said by the person, that his intentions are purely for diffusing information to the people of this State.

And then the House adjourned until 2 o'clock, P. M.

2 o'clock, P. M.

House met pursuant to adjournment.

On motion of Mr. Linder,

The vote was taken in the forenoon upon ordering the bill for "An act to incorporate the Jerseyville Hotel Company," to a second reading, was reconsidered.

The bill was then ordered to a second reading.

The House then resolved itself into a committee of the Whole House, to take again into consideration the bill from the Senate entitled, "An act to incorporate the Kaskaskia Bridge Company;" and after some time spent therein,

Mr. Moore of St. Clair reported, that the committee of the Whole have according to order had said bill under consideration with the amendments thereto, have made some progress therein, and directed him to ask leave to sit again.

On the question, Shall leave be given?

It was decided in the affirmative.

And then the House adjourned.

Friday, January 5, 1837.

House met pursuant to adjournment.

Message from the Senate by Mr. Flood, their Engrossing and Enrolling Clerk.

Mr. Speaker:—The Senate have concurred with the House

of Representatives in their amendments to the bill entitled,
"An act to establish the county seat of Iroquois county."

They have adopted the following resolution reported by a select committee appointed by resolution to enquire of the public printer, as to his ability to execute all the printing ordered to be done at the present session within a reasonable time, viz:

Resolved, That a committee of two from the Senate, and three from the House of Representatives, be appointed to contract with the editor of the Free Press, for assisting in the printing of bills and other documents, until the public printer shall be ready to execute forthwith any printing that may be demanded by the Senate; and that said committee be instructed to contract at a price not exceeding that now paid to the public printer.

In the adoption of which resolution they ask the concurrence of the House of Representatives.

And then he withdrew.

Mr. Barnett presented the petition of sundry citizens of Vermilion county, praying an appropriation for the improvement of the Great Wabash and Big Vermilion rivers; and

On his motion,

The reading thereof was dispensed with, and the same referred to the committee on Internal Improvements.

Mr. Davidson presented the petition of sundry citizens of Marion county, praying that the State may subscribe for the reserved shares in the stock of the Alton and Mount Carmel Rail-Road Company; and,

On his motitn,

The reading thereof was dispensed with, and the same was referred to the committee on Internal Improvements.

Mr. McMurtry presented the petition of Rock-Island, Henry, and Putnam counties for the construction of a certain State Road therein named;

The reading of which was, on his motion,

Dispensed with, and referred to the same select committee to which was referred other petitions on the same subject.

Mr. Smith of Madison presented two petitions of the citizens of Madison; the one praying an alteration of a certain State Road therein named; the other praying a review of a certain State Road therein named;

Which were severally read, and

Mr. Smith moved that said petitions be referred to the committee on Roads and Canals;

Which was not agreed to.

On motion of Mr. Hogan,

Said petitions were referred to a select committee.

Ordered, That Messrs. Hogan, Smith of Madison, and Atwater be that committee.

Mr. Dawson from the committee on Enrolled Bills, reported as correctly enrolled, 'A resolution of this General Assembly relative to the bottom lands of Kaskaskia river.'

Mr. Atwater presented the petition of sundry citizens of Putnam county, praying the formation of a new county,

Which was read; and,

On his motion,

Referred to the committee on Petitions.

Mr. Craig presented the petition of William Edmonds and others, praying the privilege of building a dam across Rock-Island slough,

The reading of which was, on his motion,

Dispensed with, and referred to the committee on Petitions.

Mr. Marrs presented the petition of sundry citizens of Clark county, for a certain State road therein named,

The reading of which was, on his motion,

Dispensed with, and the same referred to a select committee.

Ordered, That Messrs. Marrs, Linder and Dubois, be that committee.

Mr. Minor presented the petition of sundry citizens of Edgar and Clark counties, for a certain State road therein named,

The reading of which was, on his motion,

Dispensed with, and the same referred to a select committee.

Ordered, That Messrs. Minor, French and Dollins be that committee.

Mr. Dougherty, from the committee on the Judiciary to which was referred the bill for,

"An act to amend the several acts relating to the Attorney General and States Attorney;"

Reported the same back to the House without amendment, and recommended its passage. When,

On motion of Mr. Moore of St. Clair,

Said bill was referred to a select committee.

Ordered, That Messrs. Moore of St. Clair, Cloud and English be that committee.

Mr. English from the committee on the Judiciary to which was referred the bill from the Senate entitled,

"An act in relation to the title of School and Canal lands;"

Reported the same back to the House without amendment, and recommended its passage.

Ordered to a third reading.

Mr. Dougherty from the committee on the Judiciary to which was referred the bill for,

"An act to define the extent of possession in cases of settlements on the public lands;"

Reported the same back to the House with an amendment which was read and concurred in,

Ordered to be engrossed for a third reading.

Mr. Douglass from the committee on Petitions, to which was referred a certain petition reported a bill for

"An act to locate a State road from Galena to Beardstown, and from Knoxville to Springfield;"

Which was read the first time, and

Ordered to a second reading.

On motion of Mr. Stuart,

The rule of the House was dispensed with, and said bill was now read the second time by its title; and

On the further motion of Mr. Stuart,

Referred to a select committee.

Ordered, That Messrs. Stuart, Craig, and Elkin be that committee.

Mr. Dougherty from the committee on the Judiciary to which was referred the bill for

"An act to legalize certain process in the 3d Judicial Circuit;"

Reported the same back to the House with an amendment,

Which was read and concurred in.

Ordered to be engrossed for a third reading.

Mr. Stuart from the select committee to which was referred a certain petition, reported a bill for

"An act to locate a State Road from Paris to Pekin;"

Which was read the first time, and

Ordered to a second reading.

Mr. Murphy of Vermilion from the select committee to which was referred a certain petition, reported a bill for

"An act to establish a State Road from Danville to Ottawa;"

Which was read the first time, and

Ordered to a second reading.

Mr. Carpenter from the committee on Public Accounts and Expenditures, to which was referred a resolution of the House

of Representatives in relation to the current expenditures of the Government for the years 1837 and 1838, made the following report, viz: That, in forming their estimates in accordance with said resolution, they were compelled to adopt as a partial guide, the current expenditures of the preceding year, where the same are not known to your committee to be changed or increased.

They have directed me to report, as the aggregate probable amount, necessary to discharge the current expenditures of the government for the years 1837 and 1838 at $110,303 94—as follows:

To the General Assembly - - -	$39,000 00
" Judiciary - - - -	17,500 00
" Governor - - - -	2,000 00
" Auditor of Public Accounts $3,200; Treasurer $3,200 - - - - -	6,400 00
" Attorney General and State's Attorneys	3,700 00
" Warden of the Penitentiary and incidental expenses - - - -	3,700 00
" Contigent Fund - - -	8,000 00
Amount due Military Tract - - -	8,800 00
Postage - - - - - - - -	800 00
Militia - - - - - - -	1,200 00
Interest on School and Seminary Fund	19,203 94

Which was read, and

On motion of Mr. Moore of St. Clair,

Referred to the committee on Finance.

Mr. Carpenter from the select committee to which was referred a certain petition, reported a bill for

"An act to amend an act to license and regulate taverns,"

Reported a substitute; which was read and concurred in.

Ordered to be engrossed for a third reading.

Mr. Aldrich from the select committee to which was referred a certain petition, reported a bill for

"An act to locate a State Road from Fairfield in Adams county, to Monmouth in Warren county:"

Which was read the first time, and

Ordered to a second reading.

Mr. Galbreath moved that the resolution some days since laid upon the table, in relation to incorporations generally, be now taken up for consideration:

Which was not agreed to.

Mr. Turney, in pursuance of notice heretofore given, asked

and obtained leave to introduce a bill for

"An act declaring Skillet Fork a navigable stream:"

Which was read the first time, and,

Ordered to a second reading.

Mr. Stone, in pursuance of notice heretofore given, asked and obtained leave to introduce a bill for

"An act for the relief of William Butler:"

Which was read the first time, and,

Ordered to a second reading.

On motion of Mr. Stone,

The rule of the House was dispensed with, and said bill was now read the second time by its title.

Mr. Ralston moved that said bill be referred to the committee on Finance.

Which was not agreed to: when,

On motion of Mr. Stone,

Said bill was referred to the committee on the Judiciary.

Mr. Webb, in pursuance of notice heretofore given, asked and obtained leave to introduce a bill for

"An act to locate a certain State Road:"

Which was read the first time, and

Ordered to a second reading.

Mr. Logan, in pursuance of notice heretofore given, asked and obtained leave to introduce a bill for

"An act to locate a State Road:"

Which was read the first time, and

Ordered to a second reading.

Mr. Leary, in pursuance of notice heretofore given, asked and obtained leave to introduce a bill for

"An act amending an act entitled an act supplemental to the act concerning Justices of the Peace and Constables, passed February 1827:"

Which was read the first time, and

Ordered to a second reading.

Mr. Murphy of Vermilon, in pursuance of notice heretofore given, asked and obtained leave to introduce a bill for

"An act to incorporate the Danville and Covington Rail-Road Company."

Which was read the first time, and

Ordered to a second reading.

Mr. Turley, in pursuance of notice heretofore given, asked and obtained leave to introduce a bill for

"An act to incorporate the Essex Steam Mill Company:"

Which was read the first time, and
Ordered to a second reading.
On motion of Mr. Shields,
The bill for
"An act concerning the town of Mount Vernon,"
Some days since laid upon the table, was taken up for consideration: and
On motion of Mr. Pace,
Said bill was referred to a select committee.
Ordered, That Messrs. Pace, Shields, and Minshall be that committee.

Mr. English gave notice that he should on Saturday next, or some day thereafter, ask leave to introduce a bill for
"An act to incorporate the Jerseyville Academy."

Mr. Linder moved that the House adjourn until 2 o'clock, P. M.
Which was not agreed to.

Mr. Smith of Madison, gave notice that he should on Monday next, or some convenient day thereafter, ask leave to introduce bills of the following titles, viz:
"An act to amend an act to incorporate the town of Alton:"
"An act to incorporate the town of Upper Alton."

Mr. Turley gave notice that he should on Saturday next, or some day thereafter, ask leave to introduce a bill for
"An act to amend the nineteenth section of an act entitled an act concerning Judgments and Executions, approved January 17th, 1827."

Mr. Lane gave notice, that on Monday next or some day thereafter, he should ask leave to introduce a bill for
"An act to establish a State Road, commencing at Carlinville in Macoupin county, and thence running by Jerseyville to Grafton in Greene county."

Mr. Naper proposed for adoption the following resolution, viz:
Resolved, That the Public Printer be required to print for the use of this House —— copies of the report and accompanying document of the Canal Commissioners, communicated to the Senate some days since.

Mr. Naper moved to fill the blank with "4,000."
Moore of St. Clair moved to fill the blank with "3,000."
Mr. Naper moved to fill the blank with "5,000."
Mr. Murphy of Vermilion, moved to fill the blank with "3,500."
Mr. Wilson moved to fill the blank with "4,500."
The question was then taken on filling the blank with "5,000," and decided in the negative.

The question was then taken upon filling the blank with "4,500," and decided in the negative.

The blank was then filled with "4000."

The resolution as amended was then adopted.

And then the House adjourned.

FRIDAY, January 6, 1837.

House met pursuant to adjournment.

Mr. Atwater presented the memorial of sundry citizens for a State road from Hennepin to Rock Island; and,

On his motion,

The reading thereof was dispensed with, and the same was referred to the same select committee to which was referred other petitions on the same subject.

Mr. Courtright presented the memorial of sundry citizens of La Salle, Will, Kane and Winnebago counties, praying the improvement of certain rivers therein named,

Which was read and,

On motion of Mr. Turney,

Referred to the committee on Roads and Canals.

A message from the Senate by Mr. Flood their Engrossing and Enrolling clerk.

Mr. SPEAKER: The Senate have passed bills of the following titles, viz:

"An act to amend an act entitled, 'an act to incorporate the Carlyle Bridge Company."

"An act concerning deeds executed without this State,"

"An act to incorporate the Carthage Female High School and Teacher's Seminary;" and,

"An act to amend an act for the benefit of the widow and heirs of Asa Ledbetter, deceased,"

In the passage of which several bills they ask the concurrence of the House of Representatives.

They have concurred with the House of Representatives

in their amendments to the bill from the Senate entitled,

"An act to amend an act entitled an act for the appointment of notaries public, approved December 20th, 1823."

They have indefinitely postponed the bill from the House of Representatives entitled,

"An act supplemental to an act concerning public roads;" approved February 3d, 1835.

And the resolution from the House of Representatives, having for its object, the appointment of a Joint select committee to draft a memorial to Congress in relation to the passage of a law securing a Mail Route from Maysville in Clay county, to Louisville in said county, &c.

They have laid upon the table until the 4th day of July next, the Preamble and resolutions from the House of Represenatives, instructing our Senators, and requesting our Representatives in Congress, to use their united efforts to procure the passage of a law of Congress, granting pre-emption rights to citizens of this State to portions of the unsold prairie lands in certain cases, and upon certain conditions.

They have also laid upon the table until the 1st Monday in December next, the resolution from the House of Representatives, instructed our Senators and requesting our Representatives in Congress, to use their influence to procure the passage of a law, to allow members of the General Assembly of this State, the franking privilege in certain cases.

They have concurred with the House of Representatives in the adoption of the memorial and Resolutions, on the subject of extending the provisions of the pension act of 7th of June, 1832, and

The memorial relative to granting the alternate sections of the bottom lands, on the Illinois River.

And then he withdrew.

Mr. Moore of St. Clair, from the committee on Finance, made the following report:

The committee on Finance, on the part of the Senate and House of Representatives, according to the order of the two Houses, examined the Auditor's and Treasurer's office, and submit the following

REPORT.

It appears that the receipts into the Treasury from the 30th November, 1835, to the 3d December, 1836, amount to one

hundred and seventy thousand, four hundred and sixty two dollars and thirty-four cents, including the amount which remained in the Treasury on the 30th November 1835. The payments of the Treasury during the above period, amount to eighty-five thousand, three hundred and twenty-one dollars, forty cents; which leaves a balance in the Treasury, on the 3d December, 1836, of eighty-five thousand one hundred and forty dollars, thirty-seven cents, this balance has been paid over, by the late Treasurer to Charles Gregory, the present Treasurer. The reports of the Auditor and Treasurer, show from what sources the money was received and the account of its disbursment. The books and accounts of the two offices, are kept in the form and manner requred by law; the entries are made in regular order.

The committee beg leave to remark, that by the present organization of the officers and the operation of the laws, there is no check upon the Auditor's office. His books must be assumed to be correct, in every examination by a committee; but this remark is not made from any belief or impression, that any errors or omission, have occurred in that office. The Auditor settles all accounts in favor of, and against the the State, and directs the Treasurer to receive or pay money as the case requires. He obtains the transcripts of lands subject to taxation, and enters them upon his books. If it be supposed that he has improperly allowed any account, that question, is easily ascertained, by reference to the account and the law, under which it is allowed. But if a question should arise, as to whether every lot of land in the State, subject to taxation, had been listed by the Auditor, this questiton could only be decided, by reference to the original transcript of lands, furnished the Auditor by the land offices of the United States. To examine and compare all of these transcripts, would require more time and labour, than any committee could perform; during a session of the General Assembly.

The twentieth section of an act entitled, "an act to consolidate the acts relative to the Auditor and Treasurer, and election of Attorney General;" approved 2d March, 1835, is in these words:—"The Treasurer shall cause to be made out, a duplicate of the Books in the Auditor's office containing a description of all the lands in this State, subject to taxation, and shall enter opposite to each tract in the same manner as the auditor, a credit for the taxes on each tract, when the same are paid. It shall be his further duty, to procure from

the auditor, the lists from the several counties, and credit the taxes paid in the respective counties, in the same manner as the auditor now enters the same." This section was doubtless intended to make the Treasurer's office, operate as a check upon the auditor's, in regard to the payment of taxes upon land, but it has no such effect, the *time when* the Treasurer shall procure the list from the auditor, is not passed,—the *time when* the Treasurer shall give the credit, is not fixed. When taxes are paid into the State Treasury, the Treasurer can make the entries, because the tax receipts are signed by him, but if they are paid into the county where the land lies, and are subsequently paid into the State Treasury, the auditor directs the Treasurer to receive from the collecting officer, the aggregate amount of taxes collected, specifying or describing the lots of land, on which the taxes have been paid. It is therefore impossible for the Treasurer to make the entries at the time the taxes are paid. The auditor, is no where required to furnish the list of lands to the Treasurer, on which taxes are paid in the counties; and if he was, the Treasurer's books would be no further a check upon the auditor's, than the auditor might think proper to make them.

If the revenue laws remain as they are, the section of law referred to, might as well be repealed; but as the subject of a general revision of those laws, is now before the General Assembly, it is supposed that they will be altered, as to make the section operative, or that it will be repealed. The committee will remark in conclusion, that they are satisfied with the manner in which the books and accounts in both offiices have been kept, and with the manner in which the duties of the offices have been performed. They would further remark, that the penalty of the Treasurer's bond is only $50,000; and unless provision is made for the safe keeping of the public moneys, in some place, other than the Treasurer's office, the penalty of the bond should be changed, before another Treasurer enters upon the duties of the office.

Mr. Douglass presented the petition of sundry citizens on the subject of Internal Improvements, and,

On his motion,

The reading thereof was dispensed with, and the same was referred to the committee on Roads and Canals.

Mr. Douglass from the committee on Petitions, to which was referred a certain petition, reported a bill for

"An act to establish the county seat of Mercer county;"

Which was read the first time, and
Ordered to a second reading.

Mr. Shields from the committee on Elections, to which was referred a certain resolution &c. reported a bill for

"An act to amend an act entitled, 'an act regulating elections, approved January 10th, 1829."

Which was read the first time, and
Ordered to a second reading.

Mr. Douglass from the committee on Petitions to which was refererred a certain petition, reported a bill for

"An act to re-locate a certain State Road,"

Which was read the first time, and
Ordered to a second reading.

Mr. Dement from the committee on Education, reported a bill for

"An act for distributing of the School Funds of this State, among the counties, according to the number of children in each county under the age of twenty years."

On motion of Mr. Hogan,

The rule of the House was dispensed with, and the bill read the first time by its title,

Mr. Hogan moved that said bill be laid upon the table, and that 200 copies thereof be printed.

Mr. Linder moved that 500 copies be printed.

Mr. Walker of Morgan, moved that 150 copies be printed.

Mr. Turney moved that 1000 copies be printed.

Mr. Dunbar moved that 2,000 copies be printed.

Mr. Linder moved the previous question.

The question was then put, shall the main question be now put? And decided in the affirmative.

Mr. Carpenter called for a division of the question.

The question was then taken upon laying said bill upon the table, and decided in the affirmative.

The question was then taken on printing 2,000 copies of said bill, and decided in the negative.

The question was then taken upon printing 1000 copies of said bill and decided in the negative.

The question was then taken upon printing 500 copies of said bill, and decided in the negative.

The House then ordered 200 copies of said bill to be printed.

Mr. Linder from the select committee to which was referred a certain petition, reported a bill for

"An act for a State road from Marshall to Charleston;"
Which was read the first time, and
Ordered to a second reading.
On motion of Mr. Witt,
Resolved, That the committee on the Judiciary be instructed to enquire into the propriety of so amending the law so as to give Jurisdiction to Justices of the Peace in all cases of trespasses on personal property and in all cases of Trover and Conversion, when the damages claimed does not exceed one hundred dollars, and of allowing a Jury when called for by either party in all cases, commenced before them without regard to the amount or nature of the demand and that they have leave to report by bill or otherwise.

Mr. McClernand gave notice that he should on Saturday next or some day thereafter, introduce a bill for an act entitled,

"An act for the benefit of John Logsdon, Butler Logsdon, Joseph Logsdon, Nancy Logsdon and Susan Logsdon.

On motion of Mr. Moore of St. Clair,
The vote taken on ordering 500 copies of the report of the Auditor in relation to amount of Taxes paid by each county, to be printed, was re-considered.

On motion of Mr. Moore of St. Clair,
Resolved, That the Public Printer be directed to print 500 copies of the report communicated to the Senate by the Auditor, the 3d inst., in relation to the quantity of taxable lands in this state, &c.

Mr. Odam proposed for adoption the following resolution, viz:

Resolved by the House of Representatives, that the committee on Education be instructed to enquire into the expediency of pre-emption rights to settlers on the 16th section or school lands of this State, and that they report by bill or otherwise.

Which was not agreed to.

Mr. Barnett gave notice that he should on Monday next, or some day thereafter, ask leave to introduce a bill entitled,

"An act to repeal an act declaring the Big Vermilion River a navigable stream, and for other purposes;"

Mr. Lyons, in pursuance of previous notice asked and obtained leave to introduce a bill for

"An act in relation to Champaign county;"
Which was read the first time, and,
Ordered to a second reading.

Mr. McMurtry in pursuance of notice heretofore given, asked and obtained leave to introduce a bill for

"An act declaring the road from Knoxvillee to Stephenson, a State Road;"

Which was read the first time, and

Ordered to a second reading.

Mr. Huey, in pursuance of notice heretofore given, asked and obtained leave to introduce a bill for

"An act to amend an act entitled an act concerning estray animals, approved February 9th 1835;"

Which was read the first time, and

Ordered to a second reading.

Mr. Nowlin moved that the rule of the House be dispensed with, and that said bill be now read the second time by its title.

Which was not agreed to.

Mr. Cloud gave notice that on Monday next, or some day thereafter, he should ask leave to introduce a bill for

"An act declaring a certain road therein named a State road."

Mr. Leary in pursuance of previous notice, asked and obtained leave to introduce a bill for

"An act amending an act entitled, an act concerning forcible entry, and detenure approved February 2d, 1827;"

Which was read the first time, and

Ordered to a second reading.

On motion of Mr. Dollins,

Resolved, That the Auditor of Public Accounts report to this House, whether or not upon the order of the county commissioners court of Franklin and Jackson counties, the sum of one thousand dollars is not subject to draft by warrant from his office, viz:

The sum of five hundred dollars to Franklin county, and the like sum to Jackson county. The same appropriated from the avails arising from the sales of the thirty thousand acres of the Gallatin Saline reserve, approved February 15th, 1827, and the same amended and continued by an act approved December 19th, 1828, which act required the one thousand dollars to Franklin and Jackson counties, to be payable out of the next avails of said sale, after the sum of fifteen thousand dollars was realized.

And that the Auditor report whether or not the amount has been realized from the sale of said lands, sufficient to secure

the above named appropriations to Franklin and Jackson counties, and that the report give such information as may have been received by any abstract report from commissioners of sales to said Auditor since his report, dated Dec. 19, 1836. Also, that said report give the reason why, if any, the amounts herein specified to Franklin and Jackson counties should not be paid upon the orders of the county courts of the above named counties.

Mr. Reddick in pursuance of previous notice, asked and obtained leave to introduce a bill for

"An act to locate a State Road from Newton, in Jasper county, to Decatur, in Macon county;"

Which was read the first time, and,

Ordered to a second reading.

Mr. Cullom gave notice, that he should on Tuesday next or some day thereafter, ask leave to introduce a bill for

"An act declaring a certain road in Tazewell county a State Road;"

Mr. Madden gave notice that he should on Tuesday next or some day thereafter, ask leave to introduce a bill for

"An act to incorporate the Ottawa manufacturing company,"

Mr. Ralston gave notice that he should on Monday next, or some day thereafter, ask leave to introduce a bill for

"An act to amend and reduce into one the several laws in relation to School and School lands;" and

"An act to establish the western line of Adams county;"

Mr. Ball gave notice that he should on Monday next, or some day thereafter, ask leave to introduce a bill for

"An act relating to the navigation of Spoon river;"

Mr. Nowlin in pursuance of previous notice, asked and obtained leave to introduce a bill for

"An act to locate a State road from Waterloo in Monroe county, to Nashville, in Washington county;"

Which was read the first time and,

Ordered to a second reading,

The House adjourned until 2 o'clock, P. M.

2 o'clock, P. M.

House met pursuant to adjournment.

On motion of Mr. Shields,

The House then resolved itself into a committee of the Whole House, to take again into consideration the bill from the Senate entitled, "An act to incorporate the Kaskaskia Bridge Company;" and the several amendments proposed thereto, and after some time spent therein,

Mr. Speaker resumed the Chair, and

Mr. Moore of St. Clair reported, that the committee of the Whole had according to order had said bill under consideration, and directed him to report the same back to the House without amendment: when,

On motion of Mr. Shields,

Said bill was laid upon the table.

Mr. Speaker laid before the House a communication from the Auditor of Public Accounts, as follows, viz:

Auditor's Office, Illinois,
Vandalia, January 6th, 1837.

To the Honorable the Speaker
of the House of Representatives:

Sir:—In answer to the resolution of the House of Representatives, requesting the Auditor to communicate "the quantity of land bought by the State, for taxes; the quantity redeemed, &c." I have the honor to state that there is no land held by the State by tax title. The lands heretofore stricken off to the State from year to year, have either been redeemed by the owners or re-offered the succeeding year, and sold to individuals.

I am, Sir, your obedient servant,
LEVI DAVIS, Aud. P. A.

Which was read; and,
On motion of Mr. Dawson,
Laid upon the table.

The resolution from the Senate in relation to employing the Free Press, &c. to assist in printing bills and documents, &c. for the two houses, was read.

Mr. Ralston moved to lay said resolution upon the table, until the first day of the next General Assembly:

Which was decided in the affirmative, by yeas and nays as follows upon the call of Messrs. Courtright and Leary, to wit:

In the affirmative,

Messrs. Aldrich, Atwater, Ball, Barnett, Bentley, Carpenter, Charles, Cloud, Courtright, Craig, Davidson, Dement, Diarman, Dollins, Dougherty, Douglass, Edmonston, Edwards, English, Enloe, French, Galbreath, Green of St. Clair, Hankins, Happy, Hardin, Harris, Henshaw, Hogan, Huey, Lagow, Leary, Logan, Lyons, McCown, McClernand, Marrs, Moore of McLean, Moore of St. Clair, Morton, Murphy of Vermilion, Naper, Nowlin, Odam, Oneille, Pace, Paullen, Ralston, Rawalt, Reddick, Scarborough, Shields, Smith of Madison, Stuart, Stuntz, Turley, Turney, Walker of Cook, Wheeler, Witt, Wood, and Mr. Speaker—61.

In the negative,

Messrs. Cullom, Dawson, Dunbar, Elkin, Hunt, Lane, Lincoln, McCormick, Madden, Minshall, Stone, and Whitten—12.

Ordered that the Clerk inform the Senate thereof.

Mr. Lyons gave notice that he should on Monday next, or some day thereafter, ask leave to introduce a bill for

"An act to locate a State Road from Danville in Vermilion county, to Decatur in Macon county, by Sydney in Champaige county."

The bills from the Senate entitled,

"An act to amend an act for the benefit of the widow and heirs of Asa Ledbetter, deceased:"

"An act to amend an act entitled an act to incorporate the Carlyle Bridge Company:"

"An act concerning deeds executed without this State:"

"An act to incorporate the Carthage Female High School and Teacher's Seminary:"

Were severally read the first time, and

Ordered to a second reading.

On motion of Mr. Ralston,

The rule of the House was dispensed with, and the bill last above mentioned was now read the second time by its title; and,

On the further motion of Mr. Ralston,

Said bill was referred to a select committee.

Ordered, That Messrs. Ralston, Smith of Madison, and Atwater be that committee.

The engrossed bills entitled,

"An act to change the name of the town of Columbia,"

"An act entitled an act for the relief of Samuel G. Beckley, Administrator of Isam Cook, deceased;"

"An act to incorporate the town of White-Hall, and for other purposes."

"An act to change the name of the town of Liberty."

"An act to locate a State road from Macomb to the Mississippi river opposite Burlington."

"An act to appoint Commmissioners to locate a State road from William Crow's to Jacksonville;" and

"An act for the benefit of Thomas I. Wood infant heir of John Wood, deceased;"

Were severally read the third time and passed.

Ordered, That the title of the bills be as aforesaid, that the Clerk inform the Senate thereof, and ask their concurrence therein.

Mr. Naper moved that the House adjourn;

Which was not agreed to.

Mr. Edwards moved that the rule of the House be dispensed with, and that the bill from the Senate, entitled, "An act to locate a State road from Shelbyville in Shelby county, to Danville in Vermilion county," be now read a second time by its title; which was not agreed to.

Mr. Edmonston moved that the House adjourn;

Which was not agreed to.

Said bill was then read the third time, and passed.

Ordered, That the title of the bill be as aforesaid, and that the Clerk inform the Senate thereof.

And then the House adjourned.

SATURDAY, January 7, 1837.

House met pursuant to adjournment.

Mr. Dawson, from the committee on Enrolled Bills, reported as correctly enrolled,

"An act to establish the county seat of Iroquois county:"

'The memorial to Congress relative to bottom lands on the Illinois river:' and

'The memorial and resolutions to Congress relative to Pensioners.'

Message from the Senate by Mr. Bush their Ass't Secretary.

Mr. SPEAKER:—The Senate have passed bills of the following titles, viz:

"An act declaring a certain road herein named a State road."

"An act relative to section 16, in township 17 north of range 9 west of 3d principal meridian:"

"An act to locate a State road from Peoria by Rome and Chilicothe to Princeton in Putnam county:"

"An act for a State road from Darwin in Clark county to the State line of Indiana, in the direction to Terre Haute:"

"An act to incorporate the Rockport and Mississippi canal company:"

In the passage of several bills they ask the concurrence of the House of Representatives.

They have adopted the memorial to Congress on the subject of granting pre-emption rights on the public lands, reported by the joint select committee to draft a memorial on that subject, &c, in the adoption of which they ask the concurrence of the House of Representatives.

And he withdrew.

Mr. Hogan presented the petition of the Board of Directors of the Alton and Springfield Turnpike or Rail-road Company, praying a subscription on the part of the State to one-third of the stock of said Company,

The reading of which was, on his motion,

Dispensed with, and referred to a select committee.

Ordered, That Messrs. Hogan, Harris, and Edwards be that committee.

Mr. Diarman presented the petition of sundry citizens of Pope county, praying that certain streams in said county be declared navigable,

The reading of which was, on his motion,

Dispensed with, and referred to a select committee.

Ordered, That Messrs. Diarman, Enloe, and McClernand be that committee.

Mr. Marrs presented the petition of sundry citizens of Clark county, praying the removal of the county seat of said county,

The reading of which was, on his motion,

Dispensed with, and referred to a select committee.

Ordered, That Messrs. Marrs, French, and Linder be that committee.

Mr. Marrs presented the remonstrance of sundry citizens of Clark county against the removal of the county seat of said county, which was referred to the same select committee to which the petiton on that subject was referred.

Mr. Murphy of Vermilion presented the petition of sundry citizens of Vermilion county, on the subject of the improvement of the Illinois and Des Plaines rivers,

The reading of which was, on his motion,

Dispensed with, and referred to the committee on Roads and Canals.

Mr. Whitten presented the petition of sundry citizens of Montgomery county for a bridge across the East Fork of Shoal Creek in said county,

The reading of which was, on his motion,

Dispensed with, and the same referred to a select committee.

Ordered, That Messrs. Whitten, Bentley, and Turley be that committee.

Mr. English, from the committee on the Judiciary, to which was referred the bill, entitled,

"An act to make the Clerks of the County Commissioners' Courts and County Treasurers, elective by the people,"

Reported a substitute for the original;

Which was read; when,

On motion of Mr. Edmonston,

The amendment was amended by adding after the word "Treasurer," in the first section, the words "public administrators and notaries public."

Mr. Rawalt moved further to amend by striking out the word "two," and insert "four."

Mr. Edmonston called for a division of the question.

The question was then taken on striking out, and decided in the negative.

The report as amended was then concurred in.

The bill was then ordered to be engrossed for a third reading, by yeas and nays upon the call of Messrs. Linder and English, as follow, to-wit:

In the affirmative,

Messrs. Able, Aldrich, Atwater, Ball, Barnett, Bentley, Carpenter, Charles, Cloud, Courtright, Craig, Cullom, Davidson, Dement, Diarman, Dollins, Dougherty, Douglass, Dunbar, Ed-

monston, English, Enloe, French, Galbreath, Green of Clay, Hankins, Happy, Harris, Henshaw, Hogan, Huey, Lagow, Leary, Lincoln, Linder, Logan, McCormick, McMurtry, McClernand, Marrs, Minshall, Moore of McLean, Moore of St. Clair, Morton, Murphy of Perry, Murphy of Vermilion, Nowlin, Odam, Oneille, Pace, Paullen, Rawalt, Reddick, Scarborough, Shields, Smith of Madison, Smith of Wabash, Stuart, Turley, Turney, Voris, Walker of Cook, Walker of Morgan, Witt, and Mr. Speaker.—65.

In the negative,

Messrs. Dawson, Dubois, Elkin, Edwards, Hunt, Stuntz, and Wilson—7.

Mr. Dougherty, from the committee on the Judiciary to which was referred the bill from the Senate, entitled,

"An act supplemental to an act to incorporate the Alton Marine, and Fire Insurance Company," approved Feb. 7, 1835.

Reported the same back without amendment—when,

On motion of Mr. Dubois,

Said bill was laid on the table.

Mr. Cloud, from the committee on Roads and Canals to which was referred a certain petition, reported a bill for

"An act to locate a State Road therein named:"

Which was read the first time, and

Ordered to a second reading.

Mr. French, from the committee on Public Accounts and Expenditures, to which was referred the report of the Trustees of James Hall, late Treasurer of the State of Illinois, reported that they had had the same under consideration, and directed him to report that from satisfactory vouchers, it appeared that the said trustees had paid into the Treasury the sum of 2,350 32 to the credit of the said James Hall, and wished to be discharged from the further consideration of the subject:

Which was granted.

Mr. Dougherty, from the committee on the Judiciary, reported a bill for

"An act concerning process;"

Which was read the first time; and

Ordered to a second reading.

Mr. Dougherty, from the same committee to which was referred the bill for

"An act to legalize the incorporation of Pekin,"

Reported the same without amendment.

The bill was then ordered to be engrossed for a third reading.

Mr. Stuntz, from the committee on Agriculture, to which was referred the resolution from the Senate and the report of the select committee thereon, in relation to a suspension of the sales of the public lands and granting pre-emption rights to actual settlers, &c. reported the same without amendment and recommended a concurrence in the report of the select committee—when,

On motion of Mr. Hogan,

Said report was amended by adding at the end of the 3d provision the following; to wit:

And that the right of pre-emption be extended to the State on all unoccupied land lying contiguous to her works of Internal Improvement for a like period.

Mr. Dawson moved further to amend, by adding at the end of the second provision, the following:

Unless it be to the now resident citizen of the State where the land lies, and then only where affidavit be made that the land about to be entered is solely for the benefit of his or her children and not for speculation.

On motion of Mr. Edmonston,

The whole subject was referred to a select committee of five.

Ordered, That Messrs. Edmonston, Lane, Dubois, Murphy of Perry, and Scarborough be that committee.

Mr. Galbreath, from the select committee to which was referred a certain petition, reported a bill for

"An act to locate a State Road from the Mississippi to Macomb:"

Which was read the first time, and,

Ordered to a second reading.

Mr. Dawson, from the select committee to which was referred a certain petition, reported a bill for

"An act to establish a State Road from the State Road, leading from Springfield to Decatur, to Wa-ne-ville in McLean county;"

Which was read the first time, and,

Ordered to a second reading.

Mr. Rawalt, from the select committee to which was referred a certain petition, reported a bill for

"An act to incorporate the Canton and Utica Rail-road Company;"

Which was read he first time, and

Ordered to a second reading.

Mr. Rawalt moved that the rule of the House be dispensed with, and that said bill be read the second time by its title;

Which was not agreed to.

Mr. Stuart, from the select committee, to which was referred the bill for

"An act to locate a State road from Galena to Beardstown, and from Knoxville to Springfield;"

Reported the same with an amendment, which was read and concurred in.

On motion of Mr. Linder,

The vote first taken on concurring in the report of the select committee, was re-considered.

On motion of Mr. Wilson,

The bill and report were referred to a select committee.

Ordered, That Messrs. Wilson, Cullom, and McMurtry be that committee.

Mr. Pace, from the select committee to which was referred the bill, entitled,

"An act concerning the town of Mount Vernon,"

Reported the same with amendments;

Which was read and concurred in.

The bill was then ordered to be engrossed for a third reading.

Mr. Linder proposed for adoption the following resolution, viz:

Resolved, That a select committee of seven members be appointed to investigate, inquire into, and report to this House, whether the stock of the State Bank of Illinois, was permitted, by any of the Commissioners, to be subscribed for by individuals in the names of other persons, without due and legal authority:

Whether stock was apportioned to said persons, whose names were so used:

Whether fictitious names for such purposes so used; and if so, by whom:

Whether, or not, stock was permitted to be subscribed, without the payment of the ten per cent. required to be paid at the time of subscribing: and

Whether, or not, the said Commissioners had before them, at any time before the apportionment of the stock, the whole amount of moneys purporting to have been paid, at the time of subscribing; and if so, the amount thereof, and the description of moneys: or

Whether they refused, neglected to require, or evaded the production thereof: or

Whether any irregular, or illegal practices, were permitted by the said commissioners, at the time of subscribing; and if so, what they were: and

Whether or not a journal of the proceedings of the commissioners, was not directed by a vote of said commissioners to be published; and if so, why the same was not published in pursuance thereof: or

Whether or not the same was suppressed; and if so, by whom: and

Whether, in the mode of subscribing, and the manner of payment, and in the apportionment of the stock, and the distribution thereof, the commissioners, as the agents of the State, have not violated the law of the charter of said Bank:

Whether there was any arrangement, or understanding, directly or indirectly, among the said commissioners, or any part thereof, so to apportion the said stock among themselves, or other persons, as to vest the control of said Bank, in the hands of themselves, or other individuals, with whom they were acting in concert, in violation of the rights of others, and the reduction of the amount of *bona fide* subscriptions made by citizens of this State:

Whether, or not, any one of the said commissioners, voted for the apointment, which was made in pursuance of any promise, or understanding that he should be made a director of the parent Bank, that they ascertain and report all the names of the persons to whom receipts for stock, or certificates for stock were given, after such apportionment of stock was made; and the amount of the shares so held by each individual; their places of residence, whether within or without this State, or out of United States: and

Whether the same, or any part thereof, is now, or has been at any time, held in trust for others:

Whether any part of the said stock, now is, or has been at any time, hypothecated to the said Bank, or to any other corporation, or person whomsover; and if so, whom, or what corporation, and the amount thereof in each case:

Whether any connection exists between the said Bank, and the late or present United States Bank, the Ohio Life and Trust Company, and Phœnix Bank of New York; and if so, what those several connections are:

Whether the State Bank of Illinois has established, or endeavored to establish, agencies out of the State of Illinois, for the purpose of discount and deposite, or for any other, and what purpose:

Whether the moneys of the said Bank, have been deposited in the hands of brokers or agents, residing in or out of this State, for the purpose of buying up the notes of said Bank, at a discount, and if so, at what rate of discount, they have been bought; that the said committee investigate, ascertain and report, whether or not any of the officers, directors, clerks or servants, of the said bank, or either of its branches, have been required to take an oath of secrecy in relation to the affairs of said bank; and if so, the reasons, why the same has been required to be taken:

Whether any of the Cashiers of said Branches, have charged and received a commission for using their influence, to have notes or bills of exchange discount, at said Branches, in addition to the regular discount and interest thereon:

Whether loans, to a very great amount, have not been made, to a single individual, and to companies, on bills of exchange, or notes of hand, to enable such individual or companies, to enter large tracts of land in this State, or to enter the improvements of settlers on the public lands, or to monopolize the staple articles of the country, to the great injury of the people at large: and

Whether the same have not been so used and applied: and

Whether in any instance, such bills have been purchased at par; the party receiving the money from the Bank, paying no interest therefor:

Whether any officer of the Bank, or either of its branches, has loaned to any individual, since the establishment of the said bank, or branches, money at usurious rates of interest; or whether he had entered lands for others, on or under an agreement, to receive, and be paid, a rate of interest, more than legal for making such entry, for the benefit of others and whether or not such person or persons, have entered the improvements of settlers, on public lands of the United States, with moneys loaned by the bank, or otherwise: and

Whether such persons have purchased, the paper of the Bank at a discount, or received or required, on advance for specie, for the notes of said bank, and that they further investigate, inquire into, and report, whether the said Bank has at the parent Bank, or either of its branches, at any time refused specie payments for its notes, or for checks drawn on deposites, made in the said bank or branches, or whether each or either of its branches, has at any time, evaded or attempted to evade such payments:

Whether it has circulated the notes made payable, at one

Branch, at another and distant Branches, with a view like the United States Bank, to evade specie payment: and,

Whether it has issued notes made papable, out of this State, for such object; and if so, whether the issue and circulation of such notes, is not a violation of the spirit and intention of the law of the charter of said bank: and

That they further ascertain and report, the names of the directors of the parent bank, and its branches, already established, and in operation; and the names of those of the Branches established, but not yet in operation, and the time when so established: and

Whether any, and if so, what members of the present Legislature, are officers of the said Bank or any of its Branches: and,

Whether any proposition has been made to any members to accept any office in the said bank, or branches, during the present session; and if so, whether the same has been coupled with any condition: and

That the said committee, be further authorized, instructed, and required, to make, and cause to be made, a full, complete and entire investigation and examination into the aforesaid matters, and the former and present condition of said bank, and each of its branches, every respect whatever; and for such purpose they may visit the said bank and branches, and examine into, and inspect the books, papers, accounts, moneys and affairs and property of said bank, and branches, of what nature, or kind soever, to a thorough, full, and entire completion thereof, to ascertain, whether any irregular, illegal, or unjustifiable practices have existed or do exist in the said institution, and in the management thereof; and that they have full power and authority to send for persons and papers, and examine all such persons under oath; and may employ one or more clerks, to aid them in making a record of their proceedings; and that they may continue, the session of the said committee, and adjourn the same from time to time, to enable them to make, a full and ample investigation and report in the premises.

On motion of Mr. Dawson,

Said resolution was laid upon the table.

Mr. Turney moved that 150 copies of said resolution be printed, which was agreed to, by yeas and nays, upon the call of Messrs. Linder and Courtright, as follows viz:

In the affirmative,

Messrs. Able, Atwater, Ball, Barnett, Bentley, Charles, Cloud, Courtright, Craig, Davidson, Dement, Diarman, Dollins, Douglass, Edmonston, Edwards, English, French, Galbreath, Green of Clay, Hankins, Happy, Hardin, Harris, Hogan, Huey, Hunt, Lagow, Lane, Leary, Lincoln, Linder, McMurtry, McClernand, Madden, Marrs, Minor, Minshall, Moore of McLean, Morton, Murphy of Perry, Murphy of Vermilion, Nowlin, Oneille, Paullen, Rawalt, Reddick, Scarborough, Shields, Smith of Madison, Stuart, Stuntz, Turley, Turney, Walker of Cook, Walker of Morgan, Whitten, Wilson, Witt, Wood, and Mr. Speaker—61.

In the negative,

Messrs. Carpenter, Cullom, Dawson, Dougherty, Dunbar, Elkin, Henshaw, McCown, Moore of St. Clair, Odam, Pace, Smith of Wabash, Voris, and Webb—14.

Message from the Senate by Mr. Bush, their Ass't Secretary.

Mr. SPEAKER: The Senate have passed bills of the following titles, viz:

"An act to amend an act entitled an act to amend an act concerning public roads, approved January 18th, 1836:"

"An act to incorporate the Peoria Commercial Insurance Company:"

"An act granting a lot of land to the town of Chicago for the burial of the dead:"

In the passage of which several bills they ask the concurrence of the House of Representatives.

They have concurred with the House of Representatives in the passage of the bills, from the House of Representatives, of the following titles, viz:

"An act to re-locate a part of the State Road leading from Paris to Decatur:"

"An act re-locating parts of the State road leading from Springfield to Decatur:"

And he withdrew.

Mr. Craig gave notice that he should on Monday next, or some day thereafter, ask leave to introduce a bill for

"An act to incorporate the Mississippi and Rock River Canal Company in Rock-Island county."

Mr. Smith of Madison, gave notice that he should on Tuesday next, or some day thereafter, ask leave to introduce a bill for

"An act concerning practice before Justices of the Peace, and for other purposes."

On motion of Mr. Walker of Morgan,

Resolved, by the House of Representatives, That the use of this Hall, be tendered to the Rev. Josephus Hewitt, on Sunday the 8th day of January, for the purpose of delivering an address to the members of the Legislature, and the people generally: and then,

On motion of Mr. Moore of St. Clair,

The House adjourned until Monday morning 10 o'clock, by yeas and nays, upon the call of Messrs. Hogan and Stuart, as follow, viz:

In the affirmative,

Messrs. Able, Charles, Cloud, Courtright, Craig, Dawson, Dement, Dollins, Douglass, Edmonston, Elkin, English, French, Happy, Lagow, Lane, Leary, Linder, McCormick, McMurtry, McClernand, Madden, Marrs, Minor, Minshall, Moore of St. Clair, Murphy of Perry, Murphy of Vermilion, Odam, Oneille, Ralston, Reddick, Scarborough, Shields, Smith of Wabash, Voris, Whitten, Wilson, and Wood—39.

In the negative,

Messrs. Atwater, Ball, Barnett, Bentley, Carpenter, Cullom, Davidson, Diarman, Dougherty, Dunbar, Edwards, Galbreath, Green of Clay, Hankins, Hardin, Harris, Henshaw, Hogan, Hunt, Lincoln, McCown, Moore of McLean, Morton, Nowlin, Pace, Paullen, Rawalt, Smith of Madison, Stuart, Stuntz, Turley, Turney, Walker of Cook, Walker of Morgan, Webb, Witt, and Mr. Speaker—37.

MONDAY, January 9, 1837.

House met pursuant to adjournment.

A message from the Senate by Mr. Flood.

Mr. SPEAKER:—The Senate have concurred with the House of Representatives in all their amendments to the the resolution in relation to bringing on the election of an Auditor of Public Accounts and other officers, except so much of said amendments as relates to the election of Attorney General in which they do not concur.

And he withdrew.

Mr. Dubois presented the petition of James Nance and Daniel C. Johnson of the State of Indiana on the subject of a claim against the State of Illinois, for work done on the Wabash river, at the Grand Chain,

The reading of which was, on his motion,

Dispensed with and referred to the committee on Internal Improvements.

Mr. Dawson from the committee on Enrolled Bills, reported as correctly enrolled, a bill entitled,

"An act to amend an act entitled an act for the appointment of notaries public, approved December 30th, 1828,"

Mr. McMurtry presented the petition of sundry citizens of Knox and Henry counties against the division of said counties,

The reading of which was,

On his motion,

Dispensed with, and the same referred to the committee on Petitions.

Mr. Lane presented the petition of sundry citizens of Greene, Pike and Morgan counties, praying the establishment of a State road from Edwardsville, by way of Carrolton, Bridgeport, and Pittsfield, to Quincy,

Which was read, and

On his motion,

Referred to a select committee.

Ordered, That Messrs. Lane, Smith of Madison, and Paullen be that committee.

Mr. Witt presented the petition of sundry citizens of township 10, N. R. 11, west in Greene county, praying the passage of an act to confirm the sale of the commissioner of the 16th section in said township,

The reading of which was,

On his motion,

Dispensed with and referred to a select oommittee.

Ordered, That Messrs. Witt, Lane, and English be that committee.

Mr. Logan presented the petition of sundry citizens of Crawford county, praying a re-location of part of the State road from Shelbyville to the Wabash river,

The reading of which was,

On his motion,

Dispensed with, and referred to the committee on Petitions.

Mr. Cloud, from the committee on Roads and Canals, to which was referred a certain petition, reported a bill for

"An act to locate a State Road from the Indiana line, north west, in the direction of Mineral Point:"

Which was read the first time, and

Ordered to a second reading.

Mr. Moore of St. Clair, from the committee on Finance to which was referred the bill entitled,

"An act to amend and reduce into one the several acts concerning the public revenue;"

Reported the same without amendment—when,

On motion of Mr. Dawson,

Said bill was referred to a committee of the Whole House, and made the order of the day for Thursday next.

Mr. Smith of Wabash, from the committee on Internal Improvements, made the following report, which was read, laid on the table, and 4,000 copies ordered to be printed, to wit:

The Committee on Internal Improvements to which was referred so much of the Governor's Message as relates to the subject of Internal Improvement, and to which was also referred the Memorial of the Internal Improvement Convention, lately convened at Vandalia, for the purpose of recommending to the Legislature, the adoption of a general system of Internal Improvements in this State,

REPORT,

That they have had the important subject referred to them, under their consideration, and have bestowed upon it all that assiduous and deliberate investigation which its intrinsic merits, and the just expectations of the House and of the People so fully demand. Sensible of their own inability to throw all those lights around a subject of such vast importance to the future destinies of the State, which they are aware should attend it, your Committee feel themselves constrained to ask the indulgence of the House, in presenting their limited and imperfect views upon it.

In recommending to the House the adoption of a system of Internal Improvements, your committee are not unmindful of the weight of responsibility that such a measure will place upon the Legislature; but believing that public expectation, both at home and abroad, will be disappointed, if some system

is not adopted at the present session, they do not hesitate to approach the subject with the determination of rendering it their firm and decided support.

Surrounded as is our State by navigable waters, embracing such a variety of climate, as to afford access to uninterrupted steam boat navigation at all seasons of the year, and possessing such superior facilities for the construction of artificial modes of communication from the interior to her navigable borders; also, on all sides by sister States, who are adopting and prosecuting gigantic schemes of improvement, it becomes a question to be met, by the patriot and enlightened statesman of Illinois, whether he will sit still and witness his adopted State sleeping over all her means of wealth, social comforts and happiness; or whether he will step forward in the support of a system of Internal Improvements, and by his energies and example, calm the apprehensions of the timorous, and oppose the attack of calculating opposers. The people of Illinois having before them the brilliant examples of other States in the Union, that commenced their systems of improvement under circumstances far less propitious than those with which we are surrounded; with populations not greatly exceeding that of our own, and with no greater means either present or prospective, than we possess, cannot want for inducements to urge them forward in the same career of prosperity and happiness. The genius of a CLINTON conceived and proclaimed the maxim, "that the internal trade of a country was the great lever of its prosperity; because it supplies the products of agriculture and manufactures with a certain market, furnishes the elements, and animates the enterprizes of external commerce, as well as of the great departments of productive industry;" and by his unyielding advocacy of its principles, succeeded in establishing a system of political economy, which is destined to become productive of the most substantial political and social blessings of this favored republic.

Your committee entertaining the belief, that in their views of the great importance of the system under their consideration, they are but anticipating the feelings of the House, they will leave that branch of the subject for the present, and proceed to examine into the practicability of its adoption.

On the question of adopting systems of Internal Improvements in some other States in the Union, the public mind was distracted, and much opposition engendered in the discussion of a subject, from which our State is exempted. This exciting

topic was the comparative cost and usefulness of Rail Roads and Canals. The slight topographical view of the face of our country, is sufficient to settle the question, and to point at once to the appropriate description of works to be adopted in this State. And whilst the natural features of our country settle this question beyond the possibility of an argument, it is gratifying to know, that whatever may be the relative merits of the question alluded to, the surface of our State is peculiarly adapted to that description of improvement, which alone has been placed by nature within our choice. Perhaps, in no country of the same extent, are presented less physical obstacles, to the cheap construction of Rail Roads; or in which are found so great facilities, at small expense, to preserve long and continuous lines of rail-ways, with so uniform a plan and profile, thus giving the improvements the capacity of producing the greatest useful effect in their operation. Of the other great branch of the public works, the improvements of the navigable rivers, it is needless for the committee to waste the time of the House, to speak. The practicability of removing or overcoming the obstructions to their navigation, is not doubted by any.

Assuming that the expediency and physical practicability of adopting a general system of Internal Improvement in this State, is manifest to all, your committee will next proceed to enquire into the expediency of immediate action on this important subject, by the present Legislature; and whether a general system of Internal Improvement is not *now* within the policy and means of the State.

In taking the first step in the investigation of this branch of the subject, your committee are led to a respectful consideration of the proceedings of the highly talented and respectable Convention, recently assembled at the seat of government, from the various sections of the State, for the purpose of expressing the will of the people on this subject. In the results of the deliberations of that Convention, composed of delegates fresh from the people, and convened under circumstances of privation, which argued much for their patriotism and devotion to the country, much may be deduced to strengthen their Representatives, in taking upon them the responsibility, which they are about to assume or cast away. These results have been referred by the House to your committee, and being familiar to all, it is only necessary for them to state, that whilst the system recommended by your committee, will differ some-

what in its details, it will not amount in costs or extent, to that recommended by the Convention.

In relation to the prompt and efficient action of the present Legislature, on the subject of internal improvements, your committee have entertained but one opinion, and do not hesitate to believe that such action is looked for by the people; and that this expectation is confined to the citizens of the State they are unwilling to believe. On the contrary, all information from abroad, sustained by the almost incredible fact, that about five millions of dollars will have been paid into the National Treasury for the sales of lands in this State, during the last year, afford a sufficient guarantee for the opinion, that an emigration of enterprising citizens, who have witnessed the salutary influences of a liberal system of legislation in other States, are turning their attention to our borders, and are relying on the results of our present deliberations; and that a general expectation exists, that the State will speedily adopt a system of policy, calculated to sustain her prosperity at home and her reputation abroad. If we should now, by an overcautious system of legislation, disappoint those expectations, we may reasonably suppose, that the adjoining States, by having adopted a different policy, will not only check the emigration to this State, but will inevitably draw off from our present population. It should also be borne in mind, that in three years from the present period, another census of the United States must be taken, upon which to base the ratio of representation in Congress for the succeeding ten years. If therefore, it is expedient to commence a system of Internal Improvements at all, its speedy commencement will find at least one argument in its favor from this consideration.

It is suggested by some gentlemen, who doubt the expediency of immediate action of the Legislature on this subject, that it is injudicious to authorize the construction of public works, prior to a survey and estimate of their costs being made. This suggestion your committee are disposed to treat with great respect, and to acknowledge its force in particular cases; but they humbly conceive that it looses much of its weight when applied to the case under their consideration. Whenever there exists any doubts as to the practicability of any particular work, or where there are no data, upon which to found estimates of the costs of its construction, preliminary surveys are useful and necessary. In regard to the improvement of the navigation of the great natural communications of our State,

no one doubts its practicability; and as it respects the estimates of the costs of the improvements, it has little to do with the question, as even a very small sum of money can be profitably expended upon them; and if specific appropriations are made for the improvement of each river, the sums can be judiciously and usefully expended, in making partial improvements, should the sum be insufficient to complete the whole. As it respects Rail Roads, no doubts are entertained of the practicability of constructing them in almost every direction over the State, and of combining all the elements in their construction, necessary to render them cheap and efficient modes of inter-communication; and experience, the great teacher in all practical economy, will furnish data upon which to base approximate estimates, of the costs of their construction. The cost of the superstructure of a rail-way is a constant quantity, and may be calculated with the utmost precision, by making the necessary allowance for the difference in the price of labor, and of materials, between one country and another. And such is the uniformity in the topography of the whole State, and the facility afforded by its prairie character, in making recognizance of routes, that a bare inspection of the country will furnish sufficient data, to determine by analogy with similar works over the same description of country, the costs of the road bed formation. So far from the interests of the State being jeopardized, by authorizing the constructions of the works, prior to the surveys being made, your committee believe, that a very material advantage to the State, may be made to result from it. Your committee will have occasion to allude, in the fiscal part of this report, to a source of revenue for the payment of interests on loans to be derived from Government Lands to be entered by the State in aid of her improvements. If this suggestion should meet the approbation of the House, the difficulty which would exist in carrying it into execution, in the event of a survey prior to the works being authorized by law, must be obvious to all. If the location of the respective routes should be even approximately determined upon, prior to their construction being authorized, it would tend, not only to preclude the State from all the benefits to be derived from the entry of the lands along the routes, but would swell the costs of the works, in the shape of enormous damages to be claimed from the State, for the right of way, and for places of deposite, on the very lands which she might have obtained at the Congress price.

Your committee entertaining these views of the expediency of an early and efficient action of the legislature on the subject under their consideration, and having examined one principal objection to it, will now claim the indulgence of the House, whilst they present the views of the committee on the subject of the *fiscal* practicability of the measures proposed by them.

The consideration of this branch of the subject, would more appropriately belong to another committee of the House, and a hope and expectation is entertained by your committee, that this honorable committee will have the subject referred to them, in order that they may detect the defects and supply the omissions which may inadvertantly occur in this branch of their report.

Your committee in devising the ways and means for carrying into effect the measures herein proposed, have deemed it expedient to recommend that a loan of eight millions of dollars be authorized by the Legislature, to be paid in such instalments, only, as shall be needed in the prosecution of the several works, to be constructed. Your committee have also deemed it advisable to recommend that a Board of Fund Commissioners be constituted, to consist of practical and skilful financiers, whose term of office should have such permanency, as the legislature may deem best calculated to promote the objects intended by the creation of the Board. The benefits to result to the State by availing herself of the services of eminent and qualified financiers in the negotiation of her large monied transactions, is fully exemplified in its effects in other States that have adopted that course. The credit and respectability which has attached to those States, in consequences of the talents and assiduity of their fiscal agents, have tended in no small degree to the successful and uninterrupted progress of their public works. The loans being contracted for on the conditions of being paid in and to bear interest from the time, and in amounts as it should be needed, in the prosecution of the works, it is presumed that the accumulating resources of the treasury, with the application of a fund to be instituted for that purpose, will be amply sufficient to meet the payment of interest, without any burthen on the people of which they would at all complain. To meet the payments of interest, and to prosecute the works to completion, your committee propose that a *Fund for Internal Improvements* shall be constituted, to consist of all the moneys arising from loans, for in-

ternal improvement; from tolls and rents of lands and hydraulic power; from the sale of State lands, to be entered by the State in aid of her improvements; and of at least a portion of the deposites received from the national treasury; and also of such portions of the annual land tax, and other appropriations as may be found necessary from time to time to meet the payment of the interest on the loans.

The quantity of land in this State, subject to taxation on the first of August 1836, was	5,335,041 acres
And the quantity subject to taxation in the year 1837, will be	5,674,452 "
In 1838	5,902,127 "
In 1839	6,262,367 "
In 1840	6,616,380 "
In 1841	7,837,218 "
And in 1842 about	12,000,000 "

Making about the amount now entered in this State.

By the foregoing statement, it will appear, that in five years from this time, at which period there will not probably be more than five millions of the proposed loan bearing interest, there will be twelve millions of the most valuable lands in the State, subject to taxation. It can scarcely be doubted, that if the proposed general system of Internal improvement, should be adopted at the present session of the Legislature, the entries of the public lands in this State, will be as great in the next, as it has been during the last year—and perhaps greater; but whatever the amount may be, they will become taxable in 1843. In confirmation of the opinion that the entries of the public land will not materially diminish, one fact is worthy of notice, and it will palpably appear by a comparison of the last census of the respective counties, with a list of the entered lands in each, that a large portion of the citizens of the State are residing on Congress lands, and therefore those lands are not subject to taxation. By the prosecution of a general system of internal improvement, means will speedily be placed in the hands of these people, to enable them to purchase their homes; and their interest will always prompt them to apply those means to that desirable object. It is also a fact, and one which should be a subject of public regret, that some very extensive, wealthy and populous districts in the State are yet unsurveyed by the General Government; and the wealthy and enterprising citizens residing upon the lands,

always ready and anxious to obtain titles for them, are thus prevented from doing so, and the lands consequently remain exempt from taxation. It is not to be supposed this state of things will continue much longer, but that the lands will be disposed of by the General Government, and become taxable and productive of revenue.

In order that the several rail-ways may become productive of tolls as early as practicable, your committee would recommend, that they be commenced at their intersection with navigable streams, and at important towns on their routes, and that they be extended and completed in both directions therefrom, and put into operation as fast as five or more miles can be completed, from those points. By this arrangement, it can scarcely be doubted, by any one acquainted with the effects of rail-ways in other States, and of the effectual manner in which they compete with other modes of travel near their routes, that the respective roads may be made to yield the interest on their costs, as fast as any portions of them are completed.

Another source from which revenue may be derived at an early period, will be found in the hydraulic privileges, created by the river improvements. Most of these will be located in parts of the State where such privileges are rare and valuable, and will be early sought for, and rendered available, and will not only produce revenue, by the rents they command, but by augmenting the amount of trade and travel on the rail-ways running to and from their location.

The last source of revenue to which your committee will call your special attention, and the propriety of which they will take the liberty to urge, is that before alluded to in this report. It is from the sales of the State lands, to be entered by the State, on and contiguous to the routes of the several works, in advance of their surveys and location. Your committee deem it advisable to recommend, that should it be deemed by law, the express duty of the Board of Public Works, and their engineers and other agents in charge of the work under their direction, to desist from all entries and purchases of public or other lands within a given distance of the probable route of any of the public works, but to keep sacred for the use and interests of the State all the information they may obtain in the discharge of their respective duties, respecting the prospects of entering and purchasing valuable lands within the prescribed limits, and shall act solely in the premises, on

the behalf and for the interests of the State; and that the performance of these duties shall be required of them under severe penalties. The beneficial results of the ownership on the part of the State, of lands along the routes of public works, to be rendered valuable by their construction, is so fully exemplified in the case of the Illinois and Michigan canal lands, that no arguments from your committee would tend to throw any further light on the subject. And the State being in the possession of these lands, can at all times sell them to actual settlers, at a reasonable price, and thus prevent the injurious results which might be apprehended, both to the revenue of the works, and to agricultural prospects of the country, from their falling into the hands of non-resident owners.

Your committee cherish the belief, with the active resources of revenue alluded to by them, at their command, that it will not require any great degree of financial skill, in future legislatures, to provide the ways and means of paying the interests on the proposed loans, and of carrying on to completion, the public works, without the necessity of burthening the people. But if before the works are fully completed, and their capacity of yielding a revenue can be fully developed, it should even be necessary to resort for a short time to an inconsiderable tax to carry on more efficiently the public works, it is scarcely to be anticipated, that the then population of the State, one half of which perhaps, will have come into it with an expectation and willingness to meet such a contingency, and all of whom are rendered prosperous and happy under the operation of a judicious system of legislation, will complain of a trifling tax to be applied to so important an object, and which in amount, would hardly be objected to by them at any time, for the repairs of the common roads of the country.

With the foregoing opinions, and inferences in relation to the expediency, the practicability, and fiscal means, of prosecuting a general system of Internal Improvements, your committee will leave those branches of the subject, and proceed to a brief description, and estimate of the probable costs of the works of internal improvements, which your committee deem to be within the means, and policy of the State undertake.

The selection of such works as would form a general system of Internal Improvement in the State, from amongst the variety, which by the highly commendable attention to official duties, were presented to your committee by honorable members,

formed one of the most delicate and embarrassing of the duties which has devolved upon them. The means of the State, and the indications of public opinion admonished your committee to draw a line of distinction between a general, and universal system of improvement. In coming to the decision they have upon the subject, they strove to meet the views of honorable members, as far as those opinions could be ascertained, without yielding so far as to overload the system beyond what in their opinion it would bear. In their selection, they have endeavored to present works of primary importance, to those portions of the State, to which are denied the great natural communications with which many portions of the State are so highly favored; and also have had in view in making that selection, the important connection which most of the works will form with similar ones, either in progress or certain prospect in other states. By omitting to report upon any particular work, your committee would disclaim all intention of detracting from its merits; but in passing them by, they have with some unavoidable exceptions, considered the country to be accommodated by them, as possessing natural advantages, which with the means of improvement reported and recommended by your committee, their advocates might be induced, not to abandon but to suspend their claims, until the public opinion could be reconciled to an extension of the system, and the means of the State would justify its being carried into full operation.

The works which your committee have concluded to recommend to the consideration of the House, are given in the annexed schedule, together with the estimated costs and amount appropriated for each, viz;—

1st.	Improvement of Great Wabash River, -	$100,000
2d.	Improvement of the Illinois River, - -	100,000
3d.	Improvement of Rock River, - -	100,000
4th.	Improvement of Kaskaskia River, - -	50,000
5th.	Improvement of Little Wabash River, -	50,000
6th	Improvement of Great Western Mail Route. - - - - - - -	100,000
7th.	Central Rail Road from the mouth of Ohio to Galena, - - - - - - -	3,500,000
8th.	Southern Cross Rail Roads, - -	1,600,000
9th.	Northern Cross Rail Road, - - -	1,850,000
Amounting to - - - - - -		7,450,000

The said several works and the routes of the said rail roads, are particularly described in a bill for "An act to establish and maintain a general system of Internal Improvement," accompanying this report.

The estimated average costs of the respective rail roads per mile, your committee have put at a fraction less than eight thousand dollars, and have judged of the respective length of each from the maps of the State, executed from that derived from the public surveys. From a topographical knowledge of the country, derived from the personal observation of different members of the committee, it is believed, that the sum of four thousand dollars per mile, on an average throughout the State, will be a liberal estimate for the graduation and bridging of a road bed adapted to a double tract rail ways: and your committee have supposed, that four thousand dollars per mile, will be sufficient to lay down a substantial single track rail way, adapted to locomotive power, and to the transportation of the bulky staples of the State, at the cheapest rates of tolls and charges. A single track rail way, with necessary turn-outs at suitable points, to admit the passage of the trains moving in opposite direction, will alone be necessary, and prudent to construct in the first instance; and the facilities afforded by this track in laying down an additional one when it may be deemed necessary by the Legislature, will materially reduce the cost of constructing the second track.

The description of superstructure for the rail way, which your committee deem best adapted to the accommodation of a heavy trade on the long and continuous lines of rail roads proposed to be made in this State, and over such easy and uniform grades, as will be found entirely practicable to obtain for the road beds, at small expense, is that possessing sufficient strength and solidity for the use of locomotive engines. Superstructures possessing this character, constructed of hard and durable timber, plated with iron of 5-8ths of an inch in thickness, and weighing 22 tons to the mile, are much in use in the United States, and have generally been laid down for considerably less than $4,000 per mile. With the proper allowance to be made for the enhanced price of labor in Illinois, and for the late rise in the price of iron in England, it is thought their estimate of $4,000 per mile, will fully cover the costs of this part of the works.

Your committee are aware that gentlemen of high intelligence, are of the opinion that the above estimate of eight

thousand dollars per mile, for the costs of the Rail-road, is vastly too high; but being aware of the evils that result from low estimates of the costs of public works, and the dissatisfaction which it is too apt to create in the public mind, on their discovery at a time when it is too late to remedy them, your committee do not feel willing to be instrumental in producing those evils. Your committee, however, are willing to admit tha a great saving may be effected in the item of road bed formation, by resorting to the plan adopted on most of the Rail-roads in the Southern States, and in some cases in Pennsylvania, of substituting truss work of timber, for expensive embankments. But whether a judicious and ultimate economy would recommend the adoption of this plan in particular cases, should be left to the judgment of those entrusted with the construction of the works.

If therefore, the estimates of the costs of the Rail-roads, submitted by your committee, are at all to be relied on, and they firmly believe they are amply sufficient to cover all possible contingencies, it will appear that the amount necessary to the completion of the system reported, will fall far short of the sum proposed by the late Internal Improvement Convention, to be loaned by the State. And it is a question which the House can determine, with much less embarrassment than the committee, to what extent it may be judicious and politic, to extend the system beyond the limits recommended by their committee.

Before closing this report, your committee would beg leave to present a few remarks in relation to the utility, practicable results, and probable prospects of revenue to be derived from the construction of the works proposed.

So far as the river improvements are concerned it is obvious to every one, who is at all conversant with the difficulties, losses and delays in reaching a market, which are annually occasioned to the trade on most if not all our interior rivers, that expenditures to almost any amount, would be justifiable to be made in removing the obstacles which produce these unfortunate results. And when it is considered that these losses and disadvantage are chiefly suffered, either directly or indirectly, by the worthy and industrious producers of the agricultural products of our country, it would be reasonable to suppose, that no liberal minded statesman, would for a moment doubt the justice, propriety and great public utility of this description of improvements. But as it respects the con-

templated improvements of the rivers, with one exception, there will be valuable water powers created and brought into requisition, which will be productive of revenue perhaps, in the aggregate, beyond the costs of all the river improvements, and will besides be productive of immense benefits to the agricultural interests of the surrounding country.

In regard to the Rail Road improvements, if considered only in reference to revenue alone, they are worthy of the patronage of the Legislature, and cannot fail to give every encouragement, to secure for them a liberal and enlightened support. When it is considered that so vast a portion of this fertile state, lying remote from navigable streams, must and will throw upon the lines of these Rail Roads, the abundant production of its staples, to be transported to shipping points on the navigable rivers, and will carry back in return the articles necessary to supply the wants of an industrious and thriving population, it is not difficult to arrive at the probable results. But when in connection with this view of an active trade on these lines of inter-communications, arising from the domestic condition and relation of our state, the fact is taken into consideration, that the territory of Illinois stretches over five and one half degrees of latitude, and thus intercepting the immense travel which must forever continue to flow across our State, augmented by the settlement of the Great Western World, in an almost inconceivable ratio, it would seem that the most prudent and cautious calculator, must yield to the conviction, that any rail road, having these prospective advantages will yield an abundant revenue.

But it is not the probable amount of revenue alone, that the statesman and patriot will look for justification and motive, to lend his aid in promoting a system of internal improvement. It is a maxim well understood by political economists of this age of the world, that the wealth of a country does not consist so much in the abundance of its coffers, as in the number and general prosperity of its citizens. And your committee entertaining a belief, that they would be responded to by the House, that the introduction of a general system of internal improvement, will not only add greatly to the population of the State, but will inevitably tend to administer to industry and enterprise their just reward, do not hesitate to recommend its adoption by the Legislature. In the present situation of the country, the products of the interior, by reason of their remoteness from market, are left upon the hands of the producer,

or sold barely at the price of the labor necessary to raise and prepare them for sale. But if the contemplated system should be carried into effect, these fertile and healthy districts which now languish for the want of a ready market for their productions, would find a demand at home for them during the progress of the works, and after their completion, would have the advantage of a cheap transit to a choice of markets on various navigable streams. These operations would invariably tend to build up towns and cities, along the routes and at the terminating points of the respective rail-ways, that would be the pride and glory of our citizens, and would finally remove the humiliating necessity of being tributary to other States for mercantile marts, in which the exchanges of State must be effected.

With these prospects and inducements before us, your committee feel assured that it will not be too much to hope, that all local feelings will be laid aside, and that the friends of the system will come forward in a spirit of good feeling and of compromise, and with a friendly determination to correct any errors and supply any omissions in the details of the system, which may have been inadvertently fallen into by your committee.

Your committee herewith present a bill for

"An act to establish and maintain a general system of Internal Improvement."

On motion of Mr. Dement,

The rule of the House was dispensed with, and the bill read the first time by its title.

On the further motion of Mr. Dement,

Said bill was laid upon the table and 200 copies ordered to be printed.

Mr. Dement moved that 4,000 copies of the report first made by the committee on Internal Improvements, be printed.

Mr. Morton moved 3,000.

Mr. Turney 1,500.

Mr. Leary 5,000.

Mr. Walker of Morgan, 2,000.

The question was then taken on printing 5,000, and decided in the negative.

Mr. Dubois moved 4,500;

Which was not agreed to.

The question was taken on printing 4,000, and decided in

the affirmative, by yeas and nays as follow, upon the call of Messrs. Cloud and Leary, viz:

In the affirmative,

Messrs. Able, Atwater, Ball, Barnett, Charles, Cloud, Courtright, Craig, Cullom, Davidson, Davis, Dawson, Dement, Dollins, Dougherty, Douglass, Dubois, Edwards, English, Galbreath, Green of St. Clair, Hankins, Happy, Hardin, Harris, Henshaw, Hogan, Huey, Lagow, Leary, McCown, McClernand, Madden, Marrs, Moore of McLean, Murphy of Perry, Murphy of Vermilion, Naper, Nowlin, Pace, Paullen, Ralston, Reddick, Scarborough, Shields, Smith of Madison, Smith of Wabash, Stone, Stuart, Stuntz, Turley, Turney, Walker of Cook, Webb, Wheeler, Wood, and Mr. Speaker.—57.

In the negative,

Messrs. Aldrich, Crain, Diarman, Dunbar, Edmonston, Elkin, Enloe, French, Green of Clay, Hunt, Lane, Lincoln, Logan, McCormick, McMurtry, Minor, Minshall, Moore of St. Clair, Morton, Odam, Oneille, Rawalt, Voris, Walker of Morgan, and Witt—26.

Mr. Douglass, from the committee on Petitions to which was referred the petition of sundry citizens of Morgan and Greene counties, in relation to certain Internal Improvements therein named, reported the same back to the House, and asked to be discharged from the further consideration thereof;

Which was granted,

When,

On motion of Mr. Lane,

Said petition was referred to a select committee.

Ordered, That Messsrs. Lane, Davis, and Hardin be that committee.

Mr. Marrs, from the select committee to which was referred a certain petition, reported a bill for

"An act to locate a State Road from Darwin, to New-Richmond in Clark county:"

Which was read the first time; and

Ordered to a second reading.

On motion of Mr. Hogan,

Resolved, That a joint committee of both Houses be appointed to draft a memorial to Congress, praying that the right of pre-emption for the term of ten years be granted to the State of Illinois, on all unoccupied lands lying within three miles on either side of all her contemplated works of Internal Improve-

ment: *Provided*, That this right shall not extend to any other than those works actually commenced by the State.

Ordered, That Messrs. Hogan, Madden, and Linder be the committee on the part of the House, that the Clerk inform the Senate thereof and ask their concurrence therein.

On motion of Mr. Walker of Morgan,

The bill some days since laid upon the table, entitled,

"An act providing for the election of School Commissioners, or agents, for the several townships in this State,"

Was taken up, and

Referred to a select committee.

Ordered, That Messrs. Walker of Morgan, Nowlin, and Reddick be that committee.

Mr. Murphy of Vermilion, moved that the House adjourn until 2 o'clk, P. M.

Which was not agreed to.

Mr. Craig, in pursuance of notice heretofore given, asked and obtained leave to introduce a bill for

"An act to incorporate the Mississippi and Rock river Canal Company:"

Which was read the first time, and

Ordered to a second reading.

Mr. Dement proposed for adoption the following resolution, viz:

Resolved, That the use of this Hall be tendered to the citizens of Vandalia and others, on this evening, for the purpose of commemorating the victory gained at New Orleans over the enemies of our country, on the 8th of January, 1815, and that the Hon. Speaker is requested to tender the same to Mr. Thomas Redmond for that purpose, with the requisition that the Hall shall be relinquished to the use of the House, in good order, by ten o'clock, A. M. to-morrow.

And after debate had thereon,

Mr. Murphy of Vermilion, moved the previous question;

Which was sustained.

The question was then taken upon the adoption of the resolution, and decided in negative, by yeas and nays as follows, upon the call of Messrs. Dubois and Cullom, to-wit:

In the affirmative,

Messrs. Able, Aldrich, Barnett, Courtright, Davis, Dement, Douglass, Elkin, English, Galbreath, Green of St. Clair, Hankins, Hunt, Lane, Leary, McCormick, McMurtry, Madden,

Minshall, Naper, Oneille, Reddick, Scarborough, Shields, Stone, Voris, and Webb—27.

In the negative,

Messrs. Ball, Charles, Cloud, Craig, Cullom, Davidson, Dawson, Diarman, Dollins, Dubois, Dunbar, Edmonston, Edwards, French, Green of Clay, Happy, Hardin, Henshaw, Hogan, Huey, Lagow, Lincoln, Logan, McCown, McClernand, Marrs, Minor, Moore of McLean, Moore of St. Clair, Morton, Murphy of Vermilion, Nowlin, Pace, Paullen, Ralston, Rawalt, Smith of Madison, Smith of Wabash, Stuart, Stuntz, Turley, Turney, Walker of Cook, Walker of Morgan, Wheeler, Whitten, Witt, and Mr. Speaker.—48.

Mr. Dement moved that the House adjourn; which was decided in the negative, by yeas and nays as follow, upon the call of Messrs. Cloud and Happy, to-wit:

In the affirmative,

Messrs. Barnett, Courtright, Davis, Dement, Douglass, English, Galbreath, Hankins, Hunt, Lane, Leary, McCormick, McClernand, Madden, Naper, Reddick, Scarborough, Shields, Stone, Voris, and Webb—21.

In the negative,

Messrs. Aldrich, Ball, Charles, Cloud, Craig, Cullom, Davidson, Dawson, Diarman, Dollins, Dubois, Dunbar, Edmonston, Edwards, Elkin, French, Green of St. Clair, Happy, Hardin, Harris, Henshaw, Hogan, Huey, Lagow, Lincoln, Logan, McCown, McMurtry, Marrs, Minor, Minshall, Moore of McLean, Moore of St. Clair, Morton, Murphy of Vermilion, Nowlin, Oneille, Pace, Ralston, Smith of Madison, Smith of Wabash, Stuart, Stuntz, Turley, Turney, Walker of Cook, Walker of Morgan, Wheeler, Whitten, Witt, and Mr. Speaker—50.

Mr. Walker of Morgan, moved that the House adjourn until 2 o'clock, P. M.; which was decided in the affirmative, by yeas and nays as follow, upon the call of Messrs. Douglass and Dement, to-wit:

In the affirmative,

Messrs. Ball, Barnett, Charles, Cloud, Craig, Cullom, Davidson, Dawson, Diarman, Douglass, Dunbar, Edwards, Elkin, English, French, Green of St. Clair, Happy, Henshaw, Huey, Hunt, Lagow, Lincoln, Logan, McMurtry, Marrs, Minor, Moore of McLean, Moore of St. Clair, Morton, Murphy of Vermilion, Nowlin, Pace, Paullen, Ralston, Rawalt, Smith of Madison, Smith of Wabash, Stuntz, Turley, Turney, Walker

of Cook, Walker of Morgan, Wheeler, Whitten, Witt, and Mr. Speaker—46.

In the negative,

Messrs. Courtright, Davis, Dement, Galbreath, Hankins, Leary, McCormick, McCown, Minshall, Oneille, Reddick, Shields, Stone, Stuart, Voris, and Webb—16.

So the House adjourned until 2 o'clock, P. M.

2 o'clock, P. M.

House met pursuant to adjournment.

Mr. Speaker laid before the House a communication from the late Attorney General and others, in relation to a certain appropriation;

Which was read, and,

On motion of Mr. Elkin,

Referred to the committee on the Judiciary.

The engrossed bills entitled,

"An act to locate and establish a State road from the State line of Indiana to Cat-fish Point, in the county of Edgar."

"An act for the relief of Polly Walters, administratrix, and John Ellis, admistrator of Hiram Walters, dec'd."

"An act allowing compensation to Judges and Clerks of election in certain cases."

"An act concerning the town of Exeter in Morgan county."

"An act for the relief of the minor heirs of James Marshall, deceased."

"An act to locate a State road in the county of Edgar."

"An act permanently establishing the Appalonia District in Morgan county, and for other purposes."

"An act to legalize process in the 3d Judicial Circuit:" and

"An act to legalize the incorporation of Pekin:"

Were severally read the third time and passed.

Ordered, That the title of the bills be as aforesaid, that the Clerk carry said bills to the Senate thereof, and ask their concurrence therein.

On motion of Mr. Paullen,

The engrossed bill, entitled,

"An act for the relief of Peter Clemens,"

Was referred to a select committee.

Ordered, That Messrs. Paullen, Dollins, and Wheeler be that committee.

The engrossed bill, entitled,

"An act to locate a State road from Vandalia to Alton,"

Was read the third time, and,

On motion of Mr. Smith of Madison,

Referred to a select committee.

Ordered, That Messrs. Smith of Madison, Hankins, and Bentley be that committee.

The engrossed bill, entitled,

"An act to incorporate the Augusta Academy,"

Was read the third time, and passed.

On motion of Mr. Walker of Morgan,

The title was amended by striking out "Augusta," and inserting "Lacon."

Ordered, That the title be as amended, that the Clerk carry said bill to the Senate and ask their concurrence therein.

On motion of Mr. Ball,

The engrossed bill, entitled,

"An act for a State Road from Peoria in Peoria county, to Quincy in Adams county,"

Was referred to a select committee.

Ordered, That Messrs. Ball, Galbreath, and Voris be that committee.

The bills from the Senate, entitled,

"An act to change the name of Watson James Philley."

"An act to amend an act entitled an act concerning the towns of Pittsfield and Chester."

"An act in relation to the title of School and Canal lands."

"An declaring certain roads herein mentioned State roads:" and

"An act to locate a State Road from Ottawa in La Salle county, to Napersville in Cook county:"

Were severally read the third time, and passed.

Ordered, That the titles of said bills be as aforesaid, that the Clerk inform the Senate thereof.

The bill from the Senate, entitled,

"An act to authorize Thomas Reynolds and Elisha Seymour to build a toll bridge across the Kaskaskia river at Farmington, in the county of St. Clair,"

Was read the third time, and,
On motion of Mr. Shields,
Referred to a select committee.

Ordered, That Messrs. Shields, Moore of St. Clair, and Hardin be that committee.

The bill from the Senate, entitled,
"An act for the relief of the purchasers of Saline lands,"
Was read the third time—when,
Mr. Nowlin moved to lay the bill upon the table;
Which was not agreed to.
On motion of Mr. Leary,
Said bill was referred to a select committee.

Ordered, That Messrs. Leary, McCown, and Wood be that committee.

The engrossed bill entitled,
"An act to amend an act to license and regulate taverns,"
Was read the third time—when,
On motion of Mr. Enloe,
The bill was amended by adding the words "and beer" after the word "cider."
The bill then passed.

Ordered, That the title of said bill be as aforesaid, that the Clerk carry said bill to the Senate, and ask their concurrence therein.

The engrossed bill, entitled
"An act to define the extent of possession in cases of settlement on the public lands,"
Was read the third time, and,
On motion of Mr. Ralston,
Amended by adding after the word "States" the following:
"Or person entitled to a right of pre-emption on the same, under any act of Congress now in force or hereafter to be in force."
The bill then passed.

Ordered, That the title of the bill be as aforesaid, that the Clerk inform the Senate thereof and ask their concurrence therein.

The engrossed bill, entitled
"An act concerning the town of Mount Vernon,"
Was read third time, and passed.
On motion of Mr. Pace,
The title of said bill was amended by striking out the word "town," and inserting 'towns," and after "Mount Vernon," add "Columbus, Mount Sterling, and Salem."

Ordered, That the title of the bill be as amended, that the Clerk carry said bill to the Senate, and ask their concurrence therein.

The engrossed bill, entitled

"An act to make the Clerks of the County Commissioners Courts and County Treasurers elective by the people,"

Was read the third time, and passed, by yeas and nays as follow, upon the call of Messrs. Douglass and Galbreath, to-wit:

In the affirmative,

Messrs. Aldrich, Atwater, Ball, Bentley, Charles, Craig, Crain, Cullom, Davidson, Davis, Dement, Diarman, Dollins, Dougherty, Douglass, Dubois, Dunbar, Edmonston, Edwards, English, Enloe, French, Galbreath, Green of Clay, Happy, Harris, Henshaw, Huey, Lagow, Lane, Leary, Lincoln, Logan, McCormick, McMurtry, Marrs, Minor, Minshall, Moore of McLean, Moore of St. Clair, Morton, Murphy of Vermilion, Naper, Nowlin, Oneille, Pace, Paullen, Ralston, Rawalt, Scarborough, Smith of Madison, Smith of Wabash, Stone, Stuart, Turley, Walker of Morgan, Wheeler, Whitten, Wood, and Mr. Speaker—61.

In the negative,

Messrs. Dawson, Elkin, Hardin, Hunt, McCown, Stuntz, and Webb—7.

On motion of Mr. Moore of St. Clair,

The title of said bill was amended by adding "Public Administrator and Notaries Public."

Ordered, That the title of the bill be as amended, that the Clerk carry said bill to the Senate, and ask their concurrence therein.

The bill from the Senate, entitled,

"An act to continue the road from Shawneetown in Gallatin county, to Chicago in Cook county,"

Was read the second time, and

On motion of Mr. French,

Referred to a select committee.

Ordered, That Messrs. French, Turney, and Marrs be that committee.

The bill entitled,

"An act for a State from Utica in Fulton county, to Farmington:"

Was read the second time, and,

Ordered to be engrossed for a third reading.

And then the House adjourned.

TUESDAY, January 10, 1837.

House met pursuant to adjournment.

Mr. Dawson, from the committee on Enrolled Bills, reported as correctly enrolled,

"An act to re-locate a part of the State road, leading from Paris to Decatur:" and

"An act re-locating parts of the State road, leading from Springfield to Decatur."

Message from the Senate by Mr. Bush.

Mr. SPEAKER: The Senate have passed bills of the following titles, viz:

"An act to locate a State road from Washington in Tazewell county, to Columbia in Putnam county:"

"An act to incorporate the Princeton Seminary:"

"An act declaring a certain county road to be a State Road:"

In the passage of which bills, they ask the concurrence of the House of Representatives.

They have concurred with the House of Representatives in the passage of the following bills, viz:

"An act to change the name of Free Frank," and

"An act to incorporate the Quincy Academy,"

As amended by them; in which amendments they ask the concurrence of the House of Representatives.

And then he withdrew.

A message from from the Governor was received, by A. P. Field, Esq., Secretary of State.

Mr. Stone presented the petition of sundry citizens of the county of Sangamon, praying for the confirmation of so much of the State road leading from Springfield to Jacksonville, lying in said county as described in said petition,

The reading of which,

On his motion,

Dispensed with, and referred to a select committee.

Ordered, That Messrs. Stone, Happy, and McCormick be that committee.

Mr. Douglass, from the committee on Petitions to which was referred a certain petition, reported a bill for

"An act for the relief of the surities of James Caldwell, deceased:"

Which was read the first time, and

Ordered to a second reading.

Mr. Dawson moved that the rule of the House be dispensed with, and that the bill be read a second time by its title;

Which was not agreed to.

Mr. Marrs, from the select committee, to which was referred a certain petition, reported a bill for

"An act to locate a State road from York to New Richmond in the county of Clark:"

Which was read the first time, and

Ordered to a second reading.

On motion of Mr. Marrs,

The rule of the House was dispensed with and said bill read the second time by its title, and

Ordered to be engrossed for a third reading.

Mr. English, from the select committee to which was referred a certain petition, reported a bill for

"An act to legalize the sales of section 16, in township ten North of Ranges 11 and 13 West, in Greene county:"

Which was read the first time, and

Ordered to a second reading.

Mr. McMurtry, from the select committee to which was referred a certain petition, reported a bill for

"An act to locate a State road therein named:"

Which was read the first time, and

Ordered to a second reading.

Mr. Dougherty, from the committee on the Judiciary to which was referred a resolution in relation to an increase of the jurisdiction of Justices of the Peace in certain cases, reported the same back to the House, and asked to be discharged from the further consideration thereof;

Which was granted.

Mr. McClernand, from the select committee to which was referred the bill from the Senate, entitled,

"An act for the relief of the purchasers of saline lands,"

Reported the same without amendment.

The bill then passed.

Ordered, That the title of the bill be as aforesaid, and that the Clerk inform the Senate thereof.

Mr. Barnett, in pursuance of notice heretofore given, asked and obtained leave to introduce a bill for

"An act to repeal an act entitled an act declaring the Big Vermilion a navigable stream, and for other purposes:"

Which was read the first time, and

Ordered to a second reading.

Mr. Dougherty proposed for adoption the following resolution, viz:

Resolved, That the Governor be requested to furnish this House with a list of all convicts that have been pardoned since the first organization of the State Government; the name of the convicts pardoned; for what crimes convicted; when pardoned; for what reasons pardoned; and by what Governor pardoned.

Mr. Rawalt moved to lay said resolution upon the table; which was decided in the negative by yeas and nays, upon the call of Messrs. Dougherty and Moore of St. Clair, as follow, viz:

In the affirmative,

Messrs. Atwater, Ball, Charles, Cullom, Davidson, Dubois, Dunbar, Elkin, Enloe, Hardin, Hogan, Hunt, McCown, McMurtry, Moore of St. Clair, Rawalt, and Webb—17.

In the negative,

Messrs. Able, Aldrich, Barnett, Bentley, Cloud, Courtright, Craig, Crain, Davis, Dawson, Dement, Diarman, Dollins, Dougherty, Douglass, Edwards, Edmonston, English, French, Galbreath, Green of Clay, Hankins, Happy, Hinshaw, Huey, Lagow, Lane, Leary, Lincoln, Logan, McCormick, McClernand, Madden, Marrs, Minor, Minshall, Moore of McLean, Morton, Murphy of Perry, Murphy of Vermilion, Naper, Nowlin, Odam, Oneille, Pace, Paullen, Ralston, Reddick, Scarborough, Smith of Madison, Smith of Wabash, Stone, Stuntz, Turley, Turney, Voris, Walker of Cook, Walker of Morgan, Wheeler, Whitten, Witt, Wood, and Mr. Speaker—63.

Mr. Edmonston moved to amend said resolution by striking out the words, "for what reasons pardoned;"

Which was not agreed to.

On the question,

Shall said resolution be adopted?

It was decided in the negative, by yeas and nays, upon the call of Messrs. Madden and Murphy of Perry, as follow, viz:

In the affirmative,

Messrs. Able, Barnett, Cloud, Courtright, Crain, Davis, Dement, Diarman, Dollins, Dougherty, Douglass, English, French, Galbreath, Green of Clay, Hankins, Happy, Hinshaw, Huey, Leary, Logan, Madden, Marrs, Moore of McLean, Morton, Murphy of Perry, Naper, Nowlin, Odam, Pace, Ralston, Reddick, Smith of Madison, Turney, Voris, Walker of Cook, Witt, Wood, and Mr. Speaker—39.

In the negative,
Messrs. Aldrich, Atwater, Ball, Bentley, Charles, Craig, Cullom, Davidson, Dawson, Dubois, Dunbar, Edmonston, Edwards, Elkin, Enloe, Hardin, Hogan, Hunt, Lagow, Lane, Lincoln, Lyons, McCormick, McCown, McMurtry, McClernand, Minor, Minshall, Moore of St. Clair, Murphy of Vermilion, Oncille, Paullen, Rawalt, Sbarborough, Smith of Wabash, Stone, Stuntz, Turley, Walker of Morgan, Webb, Wheeler, and Whitten—42.

Mr. Ball, in pursuance of previous notice, asked and obtained leave to introduce a bill for
"An act to incorporate the Spoon river navigation company:"
Which was read the first time, and
Ordered to a second reading.

Mr. Madden, in pursuance of previous notice, asked and obtained leave to introduce a bill for

"An act for a State road from Ottawa north to the State line:"
Which was read the first time, and
Ordered to a second reading.

And then the House adjourned until 2 o'clock P. M.

2 o'clock, P. M.

House met pursuant to adjournment.

Mr. Dawson, from the committee on Enrolled Bills, reported that on Saturday they delivered to the Secretary of State, the Governor being absent, the memorial to Congress relative to "bottom lands on the Illinois river"—and
The resolution to Congress "relative to Pensioners."

The communication this day received from the Governor, was read, and is as follows, viz:

EXECUTIVE DEPARTMENT,
Vandalia, January 9, 1837.

To the Hon. the Speaker
of the House of Representatives:

SIR:—I have the honor to inform the House of Representatives, that a vacancy has occurred in the office of Circuit Judge of the fifth Judicial Circuit, by the resignation of the Hon. Rich'd M. Young.

I have the honor to be, Sir,
With great respect,
Your ob't Servant,
JOSEPH DUNCAN.

On motion of Mr. Moore of St. Clair,

Said communication was laid upon the table.

The engrossed bill, entitled

"An act for a State Road from Utica in Fulton county, to Farmington,"

Was read the third time, and passed.

Ordered, That the title of the bill be as aforesaid, that the Clerk carry said bill to the Senate, and ask their concurrence therein.

The bill from the Senate, entitled

"An act to locate a State road from Salem to Chester:"

Was read the third time, and passed.

Ordered, That the title of the bill be as aforesaid, and that the Clerk inform the Senate thereof.

The bill, entitled

"An act to locate a State Road from Warsaw in Hancock county, to Peoria in Peoria county:"

Was read the second time, and,

On motion of Mr. Ball,

Referred to a select committee.

Ordered, That Messrs. Ball, Edmonston, and Voris be that committee.

The bills, entitled

"An act for the benefit of Charles I. Weed:" and

"An act to locate a State Road from Charleston in Coles county, to Urbanna in Champaigne county:"

Were severally read the second time, and

Ordered to be engrossed for a third reading.

The bill, entitled

"An act to prevent the circulation of Bank notes of a less denomination than five dollars in this State:"

Was read the second time, and,
On motion of Mr. Douglass,
Referred to a select committee.
Ordered, That Messrs. Douglass, Linder, and Hardin be that committee.
The bill, entitled
"An act to locate a State Road from Shelbyville in Shelby county, via Urbanna in Champaign county, to intersect the State Road leading from Danville to Chicago;"
Was read the second time.
On motion of Mr. Turley,
The first blank in the bill was filled with the name of "George Park," and
On motion of Mr. Courtright,
The second with the name of "Jonathan Wright."
The bill was then ordered to be engrossed for a third reading.
The bill, entitled
"An act authorizing James Jessop to build a bridge across Skillet Fork,"
Was read the second time, and,
On motion of Mr. Turney,
Referred to a select committee.
Ordered, That Messrs. Turney, Webb, and Hunt be that committee.
The bill, entitled
"An act for the benefit of securities,"
Was read the second time, and,
On motion of Mr. Leary,
Referred to the committee on the Judiciary.
The bill, entitled
"An act to incorporate the Peoria Hotel Company,"
Was read the second time, and,
On motion of Mr. Douglass,
Referred to a select committee.
Ordered, That Messrs. Douglass, Voris, and Stuart be that committee.
The bills, entitled
"An act to locate a State Road from Shokokon in Warren county, to Rushville in Schuyler county."
"An act declaring a certain road therein named a State road."
"An act authorizing the school commissioners of the county of Cook, to pay over to the Commissioners of the county of Will her proportion of the school fund."

"An act to locate a State road from Shelbyville in Shelby county, to the county line of Fayette county."

"An act for the benefit of James N. Clark, administrator of the estate of Benjamin A. Clark, deceased."

"An act to re-locate part of a State road therein named." And

"An act to incorporate the Jacksonville Mechanics' Union."

Were severally read the second time, and

Ordered to be engrossed for a third reading.

The bill, entitled

"An act for the relief of the infant heirs of Ezekiel Good, deceased,"

Was read the second time, and,

On motion of Mr. Ralston,

Ordered, That Messrs. Ralston, Harris, and Hogan be that committee.

The bill, entitled

"An act to amend an act entitled an act for the limitation of action and for avoiding vexatious law suits;"

Was read the second time, and,

On motion of Mr. French,

Referred to the committee on the Judiciary.

The bill from the Senate, entitled

"An act to change the corporate powers of the town of Galena,"

Was read the second time, and

Ordered to a third reading.

The bill from the Senate, entitled

"An act for the benefit of the heirs of William Rowton,"

Was read the second time, and,

On motion of Mr. Moore of St. Clair,

Referred to the committee on the Judiciary.

The bill, entitled

"An act forming additional Judicial Districts,"

Was read the second time, and,

On motion of Mr. Leary,

Referred to a select committee.

Ordered, That Messrs. Leary, French, and Craig be that committee.

The bill for

"An act to locate a State road from Hennepin by Pekin to Springfield,"

Was read the second time, and,

On motion of Mr. Cullom,
Referred to a select committee.
Ordered, That Messrs. Cullom, Atwater, and Elkin be that committee.
The bill for
"An act to incorporate the Granville academy;"
Was read the second time.
Mr. Bentley moved to amend the bill, by adding the following section, viz:
"SEC. 7. The Legislature hereby reserve the right to alter, amend or repeal this act, whenever the public good requires the same:"
When,
On motion of Mr. Atwater,
Said bill and proposed amendment were referred to a select committee.
Ordered, That Messrs. Atwater, Cloud, and Bentley be that committee.
The bill for
"An act to incorporate the Jerseyville Hotel Company;"
Was read the second time, and,
On motion of Mr. Lane,
Referred to a select committee.
Ordered, That Messrs. Lane, English, and Smith of Madison be that committee.

And then the House adjourned.

WEDNESDAY, January 11, 1837.

House met pursuant to adjournment.

A message from the Senate by Mr. Flood, their Engrossing and Enrolling Clerk, viz:
Mr. SPEAKER:—I am directed to inform the House of Representatives, that the Senate have passed a bill of the following title, viz:
"An act to incorporate the Beet Sugar Manufacturing Company;"

In the passage of which bill they ask the concurrence of the House of Representatsves.

They have concurred with the House of Representatives in the passage of the bills of the following titles, viz:

"An act to change the name of the town of Columbia:"

"An act to change the name of the town of Liberty:" and

"An act to incorporate the town of White-Hall, and for other purposes."

They do not concur with the House of Representaties in the passage of the bill, entitled

"An act for the benefit of Thomas T. Woods, infant heir of John Woods, deceased."

And he withdrew.

Mr. Turney presented the petitions of sundry citizens, &c. praying the Legislature to take the reserved stock in the Alton and Wabash rail-road company,

The reading of which was,

On his motion,

Dispensed with, and the same referred to the committee on Internal Improvements.

Mr. Atwater presented the petition of sundry citizens, of Putnam county, praying a charter to unite a bridge across the Illinois river, at Hennepin,

The reading of which was,

On his motion,

Dispensed with, and referred to a select committee.

Ordered, That Messrs Atwater, Madden, and Dubois be that committee.

Mr. Paullen presented the remonstrance of sundry citizens gainst the passage of the act for the relief of Peter Clements,

The reading of which was,

On his motion,

Dispensed with, and referred to the same select committee to which was referred the bill for an act for the relief of Peter Clements.

Mr. Whitten presented the petition of sundry citizens for a State road from Hillsborough to Belleville,

The reading of which was,

On his motion,

Dispensed with, and referred to a select committee.

Ordered, That Messrs. Whitten, Bentley, and Green of St. Clair be that committee.

Mr. Turley presented the petition of sundry citizens, praying an alteration of a certain State road,

The reading of which was,

On his motion,

Dispensed with, and referred to a select committee.

Ordered, That Messrs. Turley, Lagow, and Dunbar be that committee.

Mr. McMurtry presented the petition of sundry citizens of the town of Henderson, praying an act to incorporate said town,

The reading of which,

On his motion,

Dispensed with, and referred to a select committee.

Ordered, That Messrs. McMurtry, Edmonston, and Aldrich be that committee.

Mr. Shields, from the committee on Elections, to which was referred a certain resolution, reported a bill for

"An act relating to Probate Justices of the Peace:"

Which was read the first time, and

Ordered to a second reading by yeas and nays, upon the call of Shields and Stuart, as follow, viz:

In the affirmative,

Messrs. Able, Aldrich, Atwater, Ball, Barnett, Bentley, Carpenter, Charles, Cloud, Courtright, Craig, Cullom, Davidson, Davis, Dawson, Dement, Diarman, Dollins, Douglass, Dubois, Edmonston, Edwards, Elkin, English, French, Galbreath, Green of Clay, Green of St. Clair, Hankins, Happy, Hardin, Hinshaw, Hogan, Huey, Hunt, Lagow, Lane, Leary, Lincoln, Linder, Logan, Lyons, McCormick, McClernand, Madden, Marrs, Minor, Minshall, Moore of McLean, Moore of St. Clair, Morton, Murphy of Perry, Murphy of Vermilion, Naper, Nowlin, Oneille, Pace, Paullen, Ralston, Rawalt, Reddick, Scarborough, Shields, Smith of Madison, Smith of Wabash, Stone, Stuntz, Thompson, Turley, Turney, Voris, Walker of Cook, Walker of Morgan, Wheeler, Whitten, Witt, and Mr. Speaker—77.

In the negative,

Messrs. Dunbar, Enloe, McCown, McMurtry, Odam, Stuart, Webb and Wood—8.

Mr. Douglass, from the committee on Petitions to which was referred a certain petition, reported a bill for

"An act to locate a State road from Beardstown to Mt. Sterling:"

Which was read the first time, and

Ordered to a second reading.

Mr. Douglass, from the committee on Petitions, to which was referred a certain petition, reported a bill for

"An act to locate a certain State Road therein named:"

Which was read the first time, and

Ordered to a second reading.

Mr. Douglass, from the committee on Petitions, to which was referred a certain petition, reported a bill for

"An act to authorize John W. Spencer and David B. Sears to build a mill dam across Rock-Island Slough:"

Which was read the first time, and

Ordered to a second reading.

Mr. Voris, from the select committee to which was referred a certain petition, reported a bill for

"An act to locate a State road from Peoria in Peoria county, to Knoxvile in Knox county, and for other purposes:"

Which was read the first time, and

Ordered to a second reading.

On motion of Mr. McMurtry,

The rule of the House was dispensed with, and said bill was now read the second time by its title.

Ordered to be engrossed for a third reading.

Mr. Walker of Morgan, from the select committee to which was referred the bill for

"An act providing for the election of school agents, for the several townships in this State,"

Reported the same back to the House with sundry amendments, which were read, and not concurred in:

When,

On motion of Mr. Turney,

Said bill was referred to a select committee.

Ordered, That Messrs. Turney, Walker of Morgan, and Dollins be that committee.

Mr. Edmonston gave notice that he should on Friday next, or some day thereafter, ask leave to introduce a bill for

"An act to revive an act, entitled an act to locate a State road from Commerce in Hancock county to Peoria, approved January 15th, 1836."

Mr. Ball, from the select committee to which was referred the engrossed bill for

"An act for a State Road from Peoria in Peoria county, to Quincy in Adams county,"

Reported the same back to the House with an amendment;

Which was read, and concurred in.

The bill then passed as amended.

Ordered, That the title of the bill be as aforesaid, that the Clerk carry said bill to the Senate, and ask their concurrence therein.

Mr. Turney, from the select committee, to which was referred the bill from the Senate, entitled

"An act to continue the State road from Shawneetown in Gallatin county, to Chicago in Cook county,"

Reported the same back to the House with amendments:

Which were read, and concurred in.

Ordered to a third reading as amended.

Mr. Marrs, from the select committee to which was referred a certain petition, reported a bill for

"An act to repeal an act entitled an act to re-locate so much of the Vincennes and Chicago road, as lies north of the south line of the county, to Darwin in said county of Clark, passed the 14th January, 1836, and for other purposes:"

Which was read the first time, and

Ordered to a second reading.

Mr. Logan gave notice that he should on Monday next, or some day thereafter, ask leave to introduce a bill for

"An act to amend the 9th section of an act entitled an act regulating judgments and executions."

Mr. Shields, from the select committee to which was referred the bill from the Senate, entitled

"An act to authorize Thomas Reynolds and Elisha Seymour to build a toll bridge across the Kaskaskia river at Farmington, in the county of St. Clair,"

Reported the same back to the House with an amendment;

Which was read, and concurred in.

The bill then passed as amended.

Ordered, That the title of the bill be as aforesaid, that the Clerk carry said bill to the Senate and ask their concurrence to the amendment of the House to said bill.

Mr. Ball, from the select committee to which was referred the bill for

"An act to locate a State road from Warsaw in Hancock county, to Peoria in Peoria county:"

Reported the same back to the House with an amendment;

Which was read, and concurred in.

Ordered to be engrossed for a third reading.

Mr. Shields, in pursuance of notice heretofore given, asked and obtained leave to introduce a bill for

"An act to locate a State road from Liberty to Pinckneyville,"

Which was read the first time, and

Ordered to a second reading.

Mr. Madden gave notice that on Friday next, or some day thereafter, he should ask leave to introduce a bill for

"An act for the organization of the county of McHenry, and for locating the county site of the same."

Mr. Smith of Madison,

In pursuance of previous notice, asked and obtained leave to introduce a bill for

"An act to incorporate the town of Upper Alton,"

Which was read the first time and

Ordered, to a second reading.

Mr. Lane, in pursuance of previous notice, asked and obtained leave to introduce a bill for

"An act to locate a state road from Carlinville to Grafton,"

Which was read the first time and

Ordered to a second reading.

And then the House adjourned until 2 o'clock P. M.

2 o'clock, P. M.

House met pursuant to adjournment.

On motion of Mr. Linder,

The rule of the House was suspended for the purpose of permitting him to move to take up the resolution in relation to the State Bank, some days since laid upon the table, by yeas and nays, upon the call of Messrs. Linder and Courtright, as follows, viz :

In the affirmative.

Messrs. Able, Atwater, Ball, Barnett, Bently, Cloud, Courtright, Craig, Cullom, Davis, Dement, Diarman, Dollins, Douglass, Dubois, Edmonston, English, Enloe, French, Galbreath, Hardin, Harris, Hinshaw, Huey, Lagow, Lane, Leary, Linder, Logan, McCown, McMurtry, McClernand, Madden, Minor, Minshall, Moore of McLean, Morton, Naper, Nowlin, Odam, Oneille, Paullen, Ralston, Rawalt, Reddick, Shields, Smith of

Madison, Stuart, Turley, Turney, Walker of Cook, Walker of Morgan, Wheeler, Whitten, and Witt—55.

In the negative,

Messrs. Aldrich, Carpenter, Charles, Davidson, Dawson, Edwards, Elkin, Green of Clay, Hogan, Hunt, Lincoln, McCormick, Moore of St. Clair, Murphy of Vermilion, Pace, Scarborough, Smith of Wabash, Stone, Stuntz, Webb, and Mr. Speaker—21.

On motion of Mr. Linder,

The resolution in relation to an investigation of the State Bank of Illinois and its branches, &c. was then taken up for consideration, by yeas and nays, upon the call of Messrs. Dawson and Edwards, as follow, viz:

In the affirmative,

Messrs. Able, Atwater, Ball, Barnett, Cloud, Courtright, Craig, Cullom, Davis, Dement, Diarman, Dollins, Dougherty, Douglass, Dunbar, Edmonston, English, Enloe, French, Galbreath, Green of St. Clair, Hankins, Harris, Hinshaw, Huey, Lagow, Lane, Leary, Logan, McCown, McMurtry, McClernand, Madden, Minor, Moore of McLean, Morton, Murphy of Vermilion, Naper, Nowlin, Odam, Paullen, Ralston, Rawalt, Reddick, Shields, Smith of Madison, Stone, Stuart, Turley, Turney, Walker of Cook, Walker of Morgan, Wheeler, Whitten, Witt, and Mr. Speaker—57.

In the negative,

Messrs. Aldrich, Bentley, Carpenter, Charles, Davidson, Dawson, Dubois, Edwards, Elkin, Hardin, Hogan, Hunt, Lincoln, Lyons, McCormick, Minshall, Moore of St. Clair, Oneille, Pace, Scarborough, Smith of Wabash, Stuntz, Thompson, and Webb—24.

On motion of Mr. Ralston,

Said resolution was referred to a committee of the Whole House; and the House now resolved itself into a committee of the Whole House, to take said resolution into consideration; and after some time spent therein,

Mr. Speaker resumed the Chair, and

Mr. Dement reported that the committee of the Whole House had, according to order, had said resolution under consideration, made some progress therein, and directed him to ask leave to sit again on said subject.

On the question,
Shall leave be given?
It was decided in the affirmative.

And then the House adjourned.

THURSDAY, January 12, 1837.

House met pursuant to adjournment.

Message from the Senate by Mr. Flood, their Engrossing and Enrolling Clerk, viz:

Mr. SPEAKER:—I am directed to inform the House of Representatives, that the Senate have passed the following bill, viz:

"An act to incorporate the Jo Daviess Marine and Fire Insurance Company:"

In the passage of which they ask the concurrence of the House of Representatives.

They have concurred with the House of Representatives in the passage of the bill, entitled

"An act to legalize certain process in the 3d Judicial Circuit:" as amended by them; in which amendment they ask the concurrence of the House of Representatives.

And then he withdrew.

Mr. Smith of Wabash, presented the petition of sundry citizens, praying the State to take the reserved stock in the Alton and Mount Carmel Rail-Road company,

Which was read, and,

On his motion,

Referred to the committee on Internal Improvements.

Mr. Hogan presented the petitions of sundry citizens, praying the alteration of the State road between Benjamin Johnson's in Bond county, and Mr. Anderson's in Madison county,

The reading of which was,

On his motion,

Dispensed with, and referred to the same select committee, to which were referred other petitions on the same subject.

Mr. Edmonston presented the petition of sundry citizens of McDonough, praying the improvement of the navigation of Spoon River,

The reading of which was, on his motion,

Dispensed with, and was laid on the table.

Mr. Smith of Madison, presented the petitions of sundry citizens of Madison county; the one praying

"An act incorporating the Edwardsville and Chippawa Rail-Road Company:"

The other praying the incorporation of the Chippawa Dry Dock Company, and,

On his motion,

The reading thereof was dispensed with, and

The same was referred to a select committee.

Ordered, That Messrs. Smith of Madison, Hogan, and Davis be that committee.

Mr. Moore of McLean, presented the petition of sundry citizens of McLean and La Salle counties; praying for the organization of a new county; and,

On his motion,

The reading thereof was dispensed with, and

Referred to a select committee.

Ordered, That Messrs. Moore of McLean, Madden, and Cullom be that committee.

Mr. Turley presented the petition of sundry citizens of Shelby county, praying a State road from Charleston to Springfield, by way of Nelson,

The reading of which was,

On his motion,

Dispensed with, and the same referred to the same select committee to which was referred other petitions on the same subject.

Mr. Murphy of Vermilion, presented the petition of sundry citizens of Indiana, praying the grant of a right of way for the President and Directors of a Rail-Road Company in Indiana, from the State line to Danville;

Which was read, and

On motion of Mr. Scarborough,

Referred to a select committee.

Ordered, That Messrs. Scarborough, Murphy of Vermilion, and Barnett be that committee.

On motion of Mr. Davidson,

The vote taken some days since upon the final passage of the bill from the Senate, entitled

"An act to locate a State road from Salem to Chester,"
Was re-considered, and,
On the further motion of Mr. Davidson,
Said bill was referred to a select committee.
Ordered, That Messrs. Davidson, Thompson, and Pace be that committee.

Mr. Smith of Wabash, from the committee on Internal Improvements to which was referred the memorial of Putnam and other counties, upon the subject of internal improvements, reported the same back to the House, and asked to be discharged from the further consideration of the subject;
Which was granted.
On motion of Mr. Hogan,
Said memorial, &c. was referred to the committee on Roads and Canals.

Mr. Cloud, from the committee on Roads and Canals, to which was referred a certain petition, reported a bill for
"An act to incorporate the Bureau and Rock-Island Canal Company:"
Which was read the first time, and
Ordered, to a second reading.

Mr. Smith of Wabash, from the committee on Internal Improvements, to which was referred the resolutions from the Senate, in relation to the grants of land to improve those rivers, with the proposed amendments thereto, reported the same back to the House, and asked to be discharged from the further consideration thereof:
Which was granted.

Mr. Douglass, from the committee on Petitions to which was referred a certain petition, reported a bill for
"An act to change a part of the road from Shelbyville to the Wabash:"
Which was read the first time, and
Ordered to a second reading.
On motion of Mr. Dunbar,
The rule of the House was dispensed with, and said bill was now read the second time by its title, and
On the further motion of Mr. Dunbar,
Referred to a select committee.
Ordered, That Messrs. Dunbar, Turley, and Barnett be that committee.

Mr. Paullen, from the select committee to which was referred the engrossed bill for

"An act for the relief of Peter Clemens,"

Together with sundry amendments,

Reported the same back to the House without amendment, and recommended a rejection of said bill.

On the question,

Shall said bill now pass?

It was decided in the negative.

Message from the Senate by Mr. Bush, their Assistant Secretary.

Mr. SPEAKER:—I am directed toinform the House of Representatives, that the Senate have adopted the following resolution, viz:

Resolved by the Senate, (the House of Representatives concurring herein,) That both branches of the General Aassembly will meet in the Hall of the House of Representatives, on Saturday the 14th inst. at 2 o'cclok P. M. to elect a Judge in the fifth Judicial Circuit, to fill the vacancy occasioned by the resignation of the Hon. R. M. Young: and also a Circuit Attorney for said district, and Circuit Attorney for the 4th Judicial Circuit, and Judge of Probate for the county of Lawrence:

In the adoption of which they ask the concurrence of the House of Representatives.

And then he withdrew.

Mr. Moore of St. Clair, from the select committee to wnich was referred the petition of Joseph Labor and others, reported a bill for

"An act to incorporate the Madison and St. Clair Canal Company:"

Which was read the first time, and

Ordered to a second reading.

On motion of Mr. Nowlin,

The rule of the House was dispensed with, and said bill was now read the second time by its title: and,

On the further motion of Mr. Nowlin,

Said bill was referred to a select committee.

Ordered, That Messrs. Nowlin, Green of St. Clair, and Hogan be that committee.

Mr. Cullom, from the select committee to which was referred the bill for

"An act to locate a State road from Hennepin by Pekin to Springfield,"

Reported the same back to the House with an amendment;

Which was read and concurred in.

Ordered to be engrossed for a third reading.

Mr. Ralston, from the Joint Select Committee, to which was referred a communication and accompanying documents on the subject of domestic slavery, made the following report, viz:

The joint select committee to which was referred the Memorials of the General Assemblies of the States of Virginia, Alabama, Mississippi, New York, and Connecticut, relative to the existence of domestic slavery, in a portion of the States of the United States, have duly considered the same, and now beg leave to report:

That they fully appreciate the feelings of anxiety and alarm which have been produced in the slaveholding states, by the misguided and incendiary movements of the abolitionists. They deeply regret that causes of excitement should have been given, and are truly solicitous to aid, by all proper means, in quieting apprehensions upon the subject of slavery, and in suppressing the causes from which it has arisen. They unanimously concur in the opinion that the purposes of the abolitionists are highly reprehensible, and that their ends, even if peaceably attained, would be productive of the most deleterious consequences to every portion of our Union.

But it is believed that instead of succeeding in their wild and visionary schemes, the advocacy and dissemination of their doctrines and opinions have been, and will continue to be, disastrous to the slaves. Your committee cannot conceive how any true friend to the black man can hope to benefit him through the instrumentality of abolition societies. Before their organization, changes were rapidly making in public opinion of a character the most favorable to the amelioration of the condition of the colored population. Throughout the same states they had already been elevated in morality and intelligence far above the low estate of their fathers and kindred in their native land; not only was their condition as slaves made far more tolerable than it had been, but the bosom of the Christian and Philanthropist dilated with increasing hope that the time was fast approaching, when by the resistless force of public opinion, operating through colonization societies, and with the assent of their present owners, they would be released from thraldom, and returned moral and religious, to their own benighted land, there to scatter the blessings of liberty, science and religion. Contemplating the sub-

ject in this aspect, the hearts of christian freemen yielded a willing assent to the belief, that Providence in its inscrutible wisdom, would, through the agency of slavery, effect the moral redemption of the benighted from Pagan darkness, idolatry, and barbarism. The hope arose brilliantly before us, and, guided by its light, we turned in imagination from the miserable abodes of wretchedness and squalled want which have heretofore denoted the habitations of the emancipated black man in America, to the contemplation of a nation of freemen, scattered over "Africa's sunny shores" enjoying in peace the blessings of civilized life.

The intelligent slave (for such there are) instead of deploring his situation in America as the most hopeless and degraded, rejoiced that his servitude was to be the precursor of freedom and happiness to his kindred beyond the ocean. These are a few of the desirable results which we confidently believed would have been produced by the colonization societies, had they been permitted to pursue undisturbed the even tenor of their way. They violated no public law, outraged no private right, appealed to no vulgar prejudice, excited no angry and malicious feelings; they were silently but surely winning their way upon public opinion, and entwining powerfully around the affections of the people. We may now ask where are the hopes that brightened upon the philanthropist? Where the prospect of liberty that gladdened the heart of the slave? and where the energies of the voluntary associations which promised release from his manacles? Your committee turn with feelings of sincere regret, to the abolition societies, and bid you seek there a ready answer to all.

These societies have forged new irons for the black man, and added an hundred fold to the rigors of slavery. They have scattered the fire brands of discord and disunion among the different states of the confederacy. They have excited the most rancorous and embittered feelings of the same community; they have aroused the turbulent passions of the monster mob, whose actings are marked by every deed of atrocity, and whose fury has not discriminated in the selection of its victims. They have threatened the violation of the sacred rights of private property, and have pertinaciously insisted on doctrines which if reduced to practice would deluge our common country in blood, rend the Union asunder, and bring desolation upon all that was won by the valor and hallowed by the blood of our fathers. The corrective of these opinions is to be sought for at the bar of public opinion, and your committee

confidently believe that that tribunal will finally and powerfully frown down the rebuke which is so richly merited, and allay all farther cause of alarm and anxiety. We hold that the citizens of slave holding states are no more amenable for the existence of slavery, than are those of the non-slaveholding States. It was introduced by our common ancestry, and came from them to us with the inviolable charter of our liberty, as a part of our heritage. Our Constitution which was the result of a spirit of amity, and that spirit of mutual deference and concession, which the peculiarity of our political situation rendered indispensable, recognizes its existence in express terms, and certainly guaranties to the States where it does exist, its continuance without interference by the National Government; rights which were not surrendered by the States at the formation of the constitution cannot now be wrested from them, and any efforts to divest them must be regarded as a violation of that sacred intrument.

We would say in the language of the immortal Washington, "Let every violation of the Constitution be reprehended: if defective let it be amended, but not suffered to be trampled upon while it has an existence." Whilst we therefore deeply deplore the unfortunate condition of our fellow men, whose lots are cast in thraldom in a land of liberty and peace, we hold that the arm of the General Government has no power to strike their fetters from them. We are confident that an overwhelming majority of our fellow citizens would spurn indignantly the man who would urge upon them an interference with the rights of property in other States. We believe that the People of Illinois are sincerely attached to the Federal Constitution, and that they would not tamely submit to its open violation. We believe that they have a deep regard and affection for our brethren of the South, and that upon any proper occasion they would fly to their assistance, but as your committee are not aware of the extensive existence of abolition societies in this State, they deem a decided expression of public opinion all that is at this time demanded.

Your committee therefore recommend the adoption of the following resolutions:

Resolved by the General Assembly of the State of Illinois, That we highly disapprove of the formation of abolition societies, and of the doctrines promulgated by them.

Resolved, That the right of property in slaves, is sacred to the slave-holding States by the Federal Constitution, and that

they cannot be deprived of that right without their consent.

Resolved, That the General Government cannot abolish slavery in the District of Columbia, against the consent of the citizens of said District without a manifest breach of good faith.

Resolved, That the Governor be requested to transmit to the States of Virginia, Alabama, Mississippi, New York, and Connecticut, a copy of the foregoing report and resolutions.

Mr. Lane moved to lay said resolutions upon the table,

Which was not agreed to.

Mr. Atwater called for a division of the question, so as to take the question upon the third resolution separately.

Mr. Dubois called for a division, so as to take the question upon each resolution separately.

Mr. Speaker decided that it was a question for the decision of the House, whether the question shall be divided or not, if the division be objected to.

From this decision of the Speaker, Messrs. Webb and Stone took an appeal to the House,

Which was debated, when

Mr. Craig moved that the House adjourn until 2 o'clock, P. M.; which was not agreed to.

And after further debate upon the question,

On motion of Mr. Galbreath,

The House adjourned until 2 o'clock, P. M.

2 o'clock, P. M.

House met pursuant to adjournment.

Mr. McCown gave notice that on Saturday next, or some day thereafter, he should ask leave to introduce a bill for

"An act concerning Garnishees;" Also,

"An act concerning Guardians, Minors, and Orphans."

Mr. Bently gave notice, that on Monday next, or some day thereafter, he should ask leave to introduce a bill for

"An act to locate a State road from Carlinville in Macoupin county, to Greenville in Bond county."

Mr. Speaker laid before the House a communication from the Auditor of Public Accounts,

Which was read as follows, viz:

Auditor's Office,
Vandalia, January 9, 1837.

To the Hon. the Speaker
of the House of Representatives:

Sir: In answer to the resolution of the House of Representatives, requiring the Auditor to report "whether or not, upon the orders of the County Commissioners Courts of Franklin and Jackson counties, the sum of one thousand dollars is not subject to draft by warrant from his office," &c. I have the honor to state, that previous to the passage of the law requiring the Commissioner of the sales of the Gallatin Saline to pay the proceeds of said sales into the State Treasury, there had been realized from the sales of the first selection, the sum of $18,222 8-100, an amount sufficient to cover the appropriation made to Franklin and Jackson counties.

The above sum however was paid out by the Commissioners of sales, (who was by the then existing laws required to pay the different appropriations) to other appropriations, and the amount due Franklin and Jackson thereby defeated. Of the above sum of $18,222 8-100, there was none paid into the State Treasury except the amount appropriated to building the penitentiary, all of which was drawn from the Treasury by the Inspectors.

Since the passage of the law of February 7, 1835, requiring the Commissioner of sales to pay the proceeds of said sales into the State Treasury, there has been received the sum of $2,183 23-100, of which $480 was realized from the sales of the first selection, and the balance from the sales of the second selection. There is therefore now in the Treasury the sum of $480, which can legitimately be applied to the payment of the appropriation to Franklin and Jackson counties, and for which a warrant will be issued whenever applied for.

The Auditor conceives, however, that he cannot, without a violation of duty, issue a warrant for the full amount of said appropriation, as by so doing he would take a portion of the funds realized from the sales of the second selection, which have by law been appropriated to other objects.

The following is an abstract of the report of sales which was a few days since received from the present Commissioner.

Am't sold by S. D. Hewitt, out of the first selection since March 1, 1835. Acres 920—$480 00
Amount sold by S. D. Hewitt out of the second selection, since March 1, 1835. " 6012—$2993 98
Amount sold of the re-selection, under the act of February 13, 1835, by S. D. Hewitt, " 5033—$2467 62
Amount sold under the act of January 16, 1835, by S. D. Hewitt, " 24100--$13542 33
Amount sold by the present Commissioner up to December 5, 1836. " 4127—$2065 60
Of the said proceeds there has been paid into the State Treasury. only $1,728 50-100

I have the honor to be, Sir,
With great respect,
Your ob't Servant,
LEVI DAVIS,
Auditor of P. A.

And on motion of Mr. Dollins,

Said communication was referred to a select committee.

Ordered, That Messrs. Dollins, Logan and Odam, be that committee.

Mr. Speaker laid before the House a communication from the Inspectors of the Penitentiary in obedience to a resolution of this House,

Which was read, and

On motion of Mr. Dawson,

Referred to the Committee on the Penitentiary.

Mr. Dawson gave notice that he should on Monday next, or some day thereafter, ask leave to introduce a bill to amend "An aat concerning Public roads," approved February 3, 1835.

On motion of Mr. Hogan,

The bill from the Senate some days since laid upon the table entitled

"An act supplementary to an act to incorporate the Alton Marine and Fire Insurance Company, approved February 7, 1835," was taken up, and

Referred to a select committee.

Ordered, That Messrs. Hogan, Douglass and French be that committee.

Mr. Dement moved to take up the bill some days days since laid upon the table, entitled

"An act for distributing the school funds of this State

among the counties, according to the number of children in each county under twenty years,"

And refer it to a committee of the whole House for Thursday next.

Mr. Walker of Morgan, called for a division of the question.

The question was then taken upon taking up the bill, and decided in the affirmative.

On motion of Mr. Dement,

The rule of the House was dispensed with and the bill was read the second time by its title.

On motion of Mr. Dement,

The bill was then referred to a committee of the Whole House, and made the order of the day for Tuesday next.

The House then again resolved itself into a committee of the whole House on the resolution in relation to the State Bank of Illinois and branches, and after some time spent therein

Mr. Speaker resumed the chair, and

Mr. Ralston reported that the committee of the whole House had, according to order, had said resolution under consideration, made some progress therein, and had directed him to ask leave to sit again on said subject.

On the question shall leave be given?

It was decided in the affirmative,

And then the House adjourned.

FRIDAY, January 13, 1837.

House met pursuant to adjournment.

Message from the Senate by Mr. Flood, their Engrossing and Enrolling Clerk, viz:

Mr. SPEAKER:—I am directed to inform the House of Representatives that the Senate have passed a bill, entitled

"An act to incorporate the Mississippi Des Moines Rapids Br dge Company:"

In the passage of which they ask the concurrence of the House of Representatives.

They have concurred with the House of Representatives in the passage of the bills of the following titles, viz:

"An act to locate a State road in the county of Edgar:"

"An act to locate a State road from Macomb to the Mississippi river opposite Burlington:"

"An act to appoint Commmissioners to locate a State road from William Crow's to Jacksonville:"

"An act concerning the town of Exeter in Morgan county:"

"An act to incorporate the Lacon Academy:" and

"An act to legalize the incorporation of the town of Pekin."

They have concurred with the House of Representatives in their amendment to the bill from the Senate, entitled

"An act to authorize Thomas Reynolds and Elisha Seymour to build a toll bridge across the Kaskaskia river at Farmington, in the county of St. Clair."

And then he withdrew.

The question pending at the adjournment of the House yesterday forenoon, being the appeal from the decision of the Chair, as follows, viz:

Mr. Speaker decided that it was a question for the decision of the House, whether the question *shall be divided* or not, if the division be objected to," now coming up for consideration, after some further debate,

The question being put,

Shall the decision of the Chair stand as the judgment of the House?

It was decided in the negative, by yeas and nays, upon the call of Messrs. Courtright and Walker of Morgan, as follows, viz:

In the affirmative,

Messrs. Able, Bentley, Cloud, Courtright, Crain, Davidson, Davis, Edwards, French, Green of Clay, Hankins, Harris, Huey, Lagow, Lane, Logan, McClernand, Marrs, Minor, Moore of McLean, Morton, Murphy of Perry, Naper, Nowlin, Odam, Pace, Ralston, Stuntz, Turney, Walker of Cook, Walker of Morgan, and Wood—32.

In the negative,

Messrs. Aldrich, Ball, Barnett, Charles, Craig, Cullom, Dawson, Dement, Diarman, Dollins, Dougherty, Douglass, Dubois, Dunbar, Edmonston, Elkin, English, Enloe, Galbreath, Happy, Hardin, Hogan, Hinshaw, Hunt, Leary, Lincoln, Lyons, McCormick, McMurtry, Minshall, Moore of St. Clair, Murphy of Vermilion, Oneille, Paullen, Rawalt, Reddick, Shields,

Smith of Madison, Smith of Wabash, Stone, Stuart, Turley, Webb, Wheeler, Whitten, and Witt—46.

On motion of Mr. McClernand,

The resolutions reported by Mr. Ralston, on yesterday, from the Joint Select Committee to which the subject of domestic slavery, &c. had been referred, were referred to a select committee of five.

Ordered, That Messrs. McClernand, Crain, Ralston, Smith of Wabash, and Moore of St. Clair, be that committee.

Mr. Douglass presented the petition of sundry citizens of Sangamon county, praying a certain State road;

Which was read, and

On his motion,

Referred to the committee on Petitions.

Mr. Atwater presented the petition of sundry citizens of Putnam county for a State road from Hennepin to Oregon,

The reading of which was,

On his motion,

Dispensed with, and referred to a select committee.

Ordered, That Messrs. Atwater, Madden, and Charles be that committee.

Mr. Diarman, from the select committee to which was referred a certain petition, reported a bill for

"An act declaring certain streams therein named navigable:"

Which was read the first time, and

Ordered to a second reading.

Mr. Turney, from the select committee to which was referred the bill for

"An act authorizing James Jessup to build a bridge across Skillet Fork,"

Reported the same back to the House with sundry amendments;

Which were read and concurred in.

Ordered to be engrossed for a third reading.

Mt. Atwater, from the select committee to which was referred the bill for

"An act to incorporate the Granville academy,"

And the amendments proposed thereto,

Reported the same back to the House with an amendment to the proposed amendments thereto,

Which was read and concurred in.

The amendments as amended, were then concurred in.

Ordered to be engrossed for a third reading.

Mr. Minor, from the select committee to which was referred a certain petition, reported a bill for

"An act to locate a State road therein named, and for other purposes:"

Which was read the first time, and

Ordered to a second reading.

Mr. Turley, from the select committee to which was referred a certain petition, reported a bill for

"An act to locate a State road from Charleston to Springfield:"

Which was read the first time, and

Ordered to a second reading.

On motion of Mr. Dawson,

The rule of the House was dispensed with, and said bill now read the second time by its title, and,

On the further motion of Mr. Dawson,

Referred to a select committee.

Ordered, That Messrs. Dawson, Dunbar, and Reddick be that committee.

Mr. Smith of Madison, from the select committee to which was referred the engrossed bill, entitled

"An act to locate a State road from Vandalia to Alton,"

Reported the same back to the House with sundry amendments,

Which were read and concurred in.

The bill then passed as amended.

Ordered, That the title of the bill be as aforesaid, that the Clerk carry said bill to the Senate, and ask their concurrence therein.

Mr. Dunbar, from the select committee to which was referred the bill for

"An act to change a part of the road from Shelbyville to the Wabash,"

Reported the same back to the House without amendment.

Ordered to be engrossed for a third reading.

Mr. Turney, from the select committee to which was referred the bill for

"An act providing for the election of school commissioners or agents for the several townships in this State,"

Reported the same back to the House with sundry amendments,

When,

On motion of Mr. Walker of Morgan,

Said bill and proposed amendments were referred to a committee of the whole House, and made the order of the day for Tuesday next.

Mr. Marrs, from the select committee to which was referred a certain petition, reported a bill for

"An act to re-locate the seat of justice of Clark county:"

Which was read the first time, and

Ordered to a second reading.

On motion of Mr. Reddick,

The rule of the House was dispensed with, and said bill was now read the second time by its title, and

On the further motion of Mr. Reddick,

Referred to a select committee.

Ordered, That Messrs. Reddick, Marrs, and Minor be that committee.

Mr. Wood moved that the House adjourn until 2 o'clock P. M.

Which was not agreed to.

The resolution from the Senate in relation to the election of a Judge and State's Attorney in the fifth Judicial Circuit, and State's Attorney in the 4th Judicial Circuit, was read.

On motion of Mr. McClernand,

The resolution was amended by adding the words

"And also commissioner for the sales of Saline Lands in Gallatin county."

Mr. Nowlin moved further to amend said resolution by striking out the word "Saturday 14th inst." and inserting "Monday 16th;"

Which was not agreed to.

The resolution as amended was then agreed to.

Ordered, That the Clerk inform the Senate thereof, and ask their concurrence in the amendment of the House thereto.

Mr. Ball moved that the House adjourn until 2 o'clock, P. M.

Which was not agreed to.

On the question,

Will the House recede from their amendment to the resolution from the Senate, (by striking out the words "Attorney General,") in relation to the election of Auditor, Treasurer and Attorney General on the 16th inst?

It was decided in the affirmative.

Ordered, That the Clerk inform the Senate thereof.

On motion of Mr. Webb,

The rule of the House prescribing and limiting the time for the introduction of new business, &c. was extended,

When,

On motion of Mr. Webb,

Resolved, That the Auditor of Public Accounts be requested to report to this House, the amount of school, college, and seminary funds respectively (each inclusive of interest,) subject to the control of the Legislature.

On motion of Mr. Morton,

Resolved by the House of Representatives, That the Auditor of Public Accounts be requested to inform the House, whether the State House, so called, now occupied by the Legislature, is built on land belonging to the State of Illinois, or to the county of Fayette,

And then the House adjourned until 2 o'clock P. M.

2 o'clock, P. M.

House met pursuant to adjournment.

The amendment of the Senate to the resolution from the House of Representatives, instructing our delegates in Congress to use their influence to procure the passage of a law, authorizing a reselection of 16th sections, &c. was read and concurred in.

Ordered, That the Clerk inform the Senate thereof.

Mr. Dawson, from the committee on Enrolled Bills, reported as correctly enrolled bills of the following titles, viz:

"An act to amend an act entitled an act concerning the towns of Pittsfield and Chester:"

"An act to locate a State road from Shelbyville in Shelby county, to Danville in Vermilion county:"

"An act to locate a State Road from Ottawa in La Salle county, to Napersville in Cook county:"

"An declaring certain roads therein mentioned State roads:"

"An act to change the name of Watson James Philley:"

"An act for the relief of purchasers of saline land:" and

"An act in relation to the title of School and Canal lands."

The Resolution from the Senate, in relation to grants of land by Congress for the improvements of the Kankakee and Iroquois Rivers, was again read,

When,

On motion of Mr. Reddick,

Said resolution was indefinitely postponed.

Ordered That the Clerk inform the Senate thereof.

The bills from the Senate, entitled

"An act to incorporate the Illinois beet sugar manufacturing company:"

"An act to incorporate the Mississippi Des Moines Rapids Bridge Company:"

"An act to amend an act entitled an act to amend an act concerning public roads, approved January 18th, 1836:"

"An act to incorporate the Peoria Commercial Insurance Company:"

"An act granting a lot of land to the town of Chicago for the burial of the dead:"

"An act declaring a certain road herein named a State road:"

"An act relating to section 16th, township 17 north of range 9 west of the third principal meridian:"

"An act to locate a State road from Peoria, by Rome and Chilicothe, to Princeton in Putnam county:"

"An act for a State Road from Darwin in Clark county, to the State line of Indiana in a direction to Terre Haute:"

"An act to incorporate the Rockport and Mississippi Canal Company:"

"An act to locate a State road from Washington in Tazewell county, to Columbia in Putnam county:"

"An act to incorporate the Princeton Seminary:"

"An act declaring a certain county road to be a State Road:" and

"An act to incorporate the Jo Daviess Marine and Fire Insurance Company:"

Were severally read the first time, and

Ordered to a second reading.

The memorial from the Senate, in relation to pre-emption rights to settlers on the public lands, &c. was read, and,

On motion of Mr. Cloud,

Referred to a select committee.

Ordered, That Messrs. Cloud, Naper, and Dubois be that committee.

On motion of Mr. Shields,

The bill from the Senate, entitled,

"An act to incorporate the Kaskaskia Bridge Company,"

Some days since laid upon the table, was now taken up for consideration, and,

On the further motion of Mr. Shields,

Referred to a select committee.

Ordered, That Messrs. Shields, Thompson, and Logan be that committee.

The amendments of the Senate to the bill from the House of Representatives, entitled

"An act to change the name of Free Frank,"

Were read and concurred in.

Ordered, That the Clerk inform the Senate thereof.

The amendment of the Senate to the bill from the House of Representatives, entitled

"An act to incorporate the Quincy Academy,"

Was read, and,

On motion of Mr. Ralston,

Referred together with the bill to a select committee.

Ordered, That Messrs. Ralston, Galbreath, and Wheeler be that committee.

The amendment of the Senate to the bill from the House of Representatives, entitled

"An act to legalize certain process in the 3d judicial circuit,"

Was read and concurred in.

The amendment of the Senate to the title of said bill was also read and concurred in.

Ordered, That the Clerk inform the Senate thereof.

Mr. Edmonston moved that the House adjourn;

Which was not agreed to.

A message from the Governor by A. P. Field, Esq., Secretary of State.

Mr. Speaker—I am directed by the Governor to lay before the House a communication in writing, accompanied by the report of the Canal Commissioners.

And then he withdrew.

Mr. Speaker laid before the House the communication just received, as follows, viz:

Executive Department,
Vandalia, January 13, 1837.

To the Honorable the Speaker of the House of Representatives:

Sir:—I embrace the earliest opportunity to transmit to you the printed report and accompanying documents of the Board of

Commissioners of the Illinois and Michigan Canal, with a request that you cause the same to be laid before the body over which you have the honor to preside.

I have the honor to be, Sir
With great respect,
Your ob't servant,
JOSEPH DUNCAN.

Which was read, and,

On motion of Mr. Moore of St. Clair,
Laid on the table.

Mr. Courtright gave notice that on Tuesday next, or some day thereafter, he should ask leave to introduce a bill for

"An act to incorporate a company to improve the Kankakee river, from its mouth to the mouth of the Iroquois river; also said Iroquois river, to the State line."

And then the House adjourned.

SATURDAY, JANUARY 14, 1837.

The House met pursuant to adjournment.

Mr. Dawson from the Committee on Enrolled Bills, reported that they had this day laid before the Council of Revision bills of the following titles, viz:

"An act to amend an act concerning the towns of Pittsfield and Chester."

"An act to locate a State road from Shelbyville in Shelby county, to Danville in Vermilion county."

"An act to locate a State road from Ottawa in La Salle county to Napersville in Cook county."

"An act declaring certain roads therein named State roads."

"An act to change the name of Watson James Philley."

"An act for the relief of the purchasers of Saline lands."

"An act relating to the title of school and canal lands."

"An act to establish the county seat of Iroquois county,"

"An act re-locating parts of the State road leading from Springfield to Decatur,"

"An act to re-locate a part of the State road, leading from Paris to Decatur:" and

"An act to amend an act entitled "an act for the appointment of Notaries Public," approved December 30th, 1828."

Message from the Senate by Mr. Bush.

Mr. Speaker,

The Senate have passed bills of the following titles, viz:

"An act to locate a State road from Enterprise in La Salle county, to Knoxville in Knox county."

"An act to locate a State road from Windsor to Bloomington."

"An act to incorporate Knox Manual Labor College."

"An act to review and re-locate a State road from opposite Naples, to Centreville in Adams county."

"An act concerning a State road from Albion to Maysville."

"An act to locate a State road from Henderson, in Knox county, to Morristown in Henry county."

In the passage of which several bills they ask the concurrence of the House of Representatives.

They have concurred with the House of Representatives in the passage of a bill of the following title viz:

"An act permanently establishing the Appalonia district, in Morgan county, and for other purposes."

They have also concurred with the House of Representatives in the passage of the bill of the following title as amended by them, viz:

"An act to locate and establish a State road from the State line of Indiana to Cat-fish Point, in the county of Edgar."

They have amended the title of the last bill above mentioned by striking out the words "Cat-fish Point" and inserting in lieu thereof, "intersect the State road from Paris to Springfield."

In which said amendments, they ask the concurrence of the House of Representatives.

And he withdrew.

Mr. Hardin presented petitions from sundry citizens of Morgan and Adams counties, praying the construction of a turnpike road from Quincy, by way of Jacksonville, to Springfield,

The reading of which was

On his motion,

Dispensed with, and referred to a select committee.

Ordered, That Messrs. Hardin, Minshall and Galbreath be that committee.

Mr. Douglass from the committee on Petitions, to which was referred a certain petition, reported a bill for

"An act to authorize the Trustees of the town of Pekin to keep a ferry over the Illinois river."

Which was read the first time, and

Ordered to a second reading.

Mr. Dougherty from the committee on the Judiciary, to which was referred the bill entitled,

"An act for the benefit of securities,"

Reported the same back without amendment, and recommended its rejection.

When,

On motion of Mr. Green of Clay,

Said bill was referred to a select committee.

Ordered, That Messrs. Green of Clay, Huey, and Atwater, be that committee.

Mr. English from the committee on the Judiciary, to which was referred the bill entitled,

"An act to incorporate the White Hall and Albany Turnpike road company,"

Reported the same back with an amendment.

Which was read and concurred in.

The bill was then ordered to be engrossed for a third reading.

On motion of Mr. McClernand,

The vote taken on the adoption of the resolution as amended in relation to the election of Judge of the 5th Judicial circuit, &c. was re-considered.

On the further motion of Mr. McClernand,

The vote taken on the adoption of the amendment to said resolution, was re-considered.

Mr. McClernand then withdrew his amendment.

The resolution was then concurred in.

Ordered, That the Clerk inform the Senate thereof.

Mr. Lane from the select committee, to which was referred the bill entitled,

"An act to incorporate the Jerseyville Hotel company,"

Reported the same with amendments,

Which were read and concurred in.

The bill was then ordered to be engrossed for a third reading.

Mr. Lane from the select committee, to which was referred a certain petition, reported a bill for

"An act laying out certain State roads,"

Which was read the first time, and

Ordered to a second reading.

Mr. Ralston from the select committee to which was referred the bill for

"An act for the relief of the infant heirs of Ezekiel Good, deceased,"

Reported the same without amendment.

Ordered to be engrossed for a third reading.

Mr. Davidson from the select committee, to which was referred the bill from the Senate entitled,

"An act to locate a State road from Salem to Chester,"

Reported the same with amendments,

Which were read, and concurred in.

The bill then passed as amended.

Ordered, That the title of the bill be as aforesaid, that the Clerk inform the Senate thereof and ask their concurrence in the amendments to said bill.

Mr. Murphy of Vermilion, in pursuance of notice heretofore given, asked and obtained leave to introduce a bill for

"An act to amend an act concerning Justices of the Peace and Constables," approved February 8, 1827,

Which was read the first time, and

Ordered to a second reading.

Mr. Shields, in pursuance of notice heretofore given, asked and obtained leave to introduce a bill for an

"An act to incorporate the Liberty and Pinckneyville Rail road company,"

Which was read the first time, and

Ordered to a second reading.

Message from the Senate by Mr. Flood.

Mr. Speaker,

I am directed to inform the House of Representatives that the Senate have adopted the following resolution, viz:

Resolved, That the House of Representatives be respectfully requested to furnish to the Senate, a copy of the report of the Inspectors of the Penitentiary, in answer to a call for information, in relation to the re location of the Penitentiary, &c.

In the adoption of which they ask the concurrence of the House of Representatives.

And then he withdrew.

Mr. Smith of Madison, in pursuance of notice heretofore given asked and obtained leave to introduce a bill entitled,

"An act to amend an act, to incorporate the town of Alton,"

Which was read the first time, and

Ordered to a second reading.

Mr. Madden in pursuance of notice heretofore given, asked and obtained leave to introduce a bill for

"An act to incorporate the Ottawa Manufacturing Company,"

Which was read the first time, and

Ordered, to a second reading.

Mr. Lyons in pursuance of notice heretofore given, asked and obtained leave to introduce a bill for

"An act to locate a State road from Danville to Decatur."

Which was read the first time, and

Ordered to a second reading.

Mr. English, in pursuance of notice heretofore given, asked and obtained leave to introduce a bill for

"An act to incorporate the President and Trustees of the Jerseyville Academy,"

Which was read the first time, and

Ordered to a second reading.

Mr. Lane gave notice that he should on Tuesday next, or some convenient day thereafter, ask leave to introduce bills of the following titles, viz:

"An act to incorporate the Calhoun Coal and Mining Company."

"An act to incorporate the town of Grafton, and for other purposes."

"An act to incorporate the White Hall and Carrollton Seminary of Learning," and

"An act to reduce the wages of members of the present General Assembly."

Mr. Smith of Madison, gave notice that he should, on Tuesday next, ask leave to introduce a bill for

"An act authorizing the election of additional Notaries Public, Justices of the Peace, Constables and Surveyor, in Madison county."

Mr. Nowlin gave notice, that he should on Tuesday next, or some day thereafter, ask leave to introduce a bill for

"An act to locate a State road from the widow McMurtry's in Monroe county, to little rock ferry in Randolph county."

And then the House adjourned until 2 o'clock, P. M.

2 o'clock, P. M.

House met pursuant to adjournment.

The Senate, preceded by their Speaker, appeared in the Hall of the House, in pursuance of a joint resolution for the purpose of electing a Judge of the 5th judicial circuit,

Whereupon,

Messrs. Thomas, of the Senate, and Mr. Cloud were appointed tellers, and upon the ballot being taken, William A. Minshall received forty-four votes, George P. W. Maxwell thirty-nine, James H. Ralston 21, James W. Whitney 11, Daniel B. Bush 8, and scattering one vote.

No person having received a majority of all the votes given, another ballot was taken, when Mr. Minshall received 48 votes, Mr. Maxwell 40 votes, Mr. Ralston 30 votes, and scattering 6 votes.

No person having yet received a majority of all the votes given, another ballot was taken, when Mr. Minshall received 47 votes, Mr. Ralston 45 votes, Mr. Maxwell 31, and scattering one.

No person having yet received a majority of all the votes given, another vote was taken, when Mr. Ralston received 63 votes, Mr. Minshall 42 votes, and Mr. Maxwell 19 votes.

Mr. Ralston having received a majority of all the votes given, was declared by the Speaker of the House of Representatives duly elected Judge of the 5th judicial circuit of the State of Illinois.

They then proceeded to the election of State's Attorney of the 5th judicial circuit, and upon the vote being taken Henry L. Bryant received 76 votes, Lewis W. Ross received 24 votes, and Sidney H. Little received 25.

Those who voted for Mr. Bryant, were,

Messrs. Allen of Greene, Borough, Craig, Gatewood, Hacker,

si

Murray, Noel, Parrish, Reilly, Stadden, Warren, White de of Monroe, Whiteside of Pope, and Wood, of the Senate; and Messrs. Able, Aldrich, Atwater, Barnett, Bentley, Courtright, Crain, Davidson, Davis, Dement, Diarman, Dollins, Dougherty, Douglass, Dunbar, Edmonston, English, Enloe, French, Galbreath, Green of Clay, Green of St. Clair, Hankins, Happy, Harris, Hinshaw, Hogan, Huey, Lagow, Lane, Leary, Linder, Logan, McCormick, McCown, McClernand, Madden, Marrs, Minor, Minshall, Moore of McLean, Morton, Murphy of Perry, Naper, Nowlin, Odam, Pace, Ralston, Reddick, Scarborough, Shields, Smith of Madison, Smith of Wabash, Turley, Turney, Voris, Walker of Cook, Wheeler, Witt, Wood, and Mr. Speaker —76.

Those who voted for Mr. Ross, were,

Messrs. Bond, Fletcher, Hackelton, Lane, McLaughlin, Mitchell, Orear, Parker, Pruyne, Weatherford, of the Senate; and Messrs. Ball, Carpenter, Cloud, Craig, Cullom, Hardin, Lyons, McMurtry, Murphy of Vermilion, Paullen, Rawalt, Stuart, Stuntz, and Walker of Morgan—24.

Those who voted for Mr. Little, were,

Messrs. Browning, Butler, Edwards, Hamlin, Herndon, Mills, Owen, Ross, Servant, Thomas, Turney, Vance, Wight, and Mr. Speaker of the Senate; and Messrs. Charles, Dawson, Dubois, Edwards, Elkin, Hunt, Lincoln, Moore of St. Clair, Stone, Thompson, and Webb, of the House of Representatives—25.

They then proceeded to the election of a State's Attorney for the 4th judicial circuit, and upon the votes being taken Augustus C. French received 107 votes; Garland B. Shelledy received 15 votes; and scattering one vote.

Those who voted for Mr. French, are,

Messrs. Allen of Green, Bond, Borough, Butler, Craig, Fletcher, Hackelton, Hacker, Hamlin, Herndon, McLaughlin, Mitchell, Murray, Noel, Owen, Parker, Parrish, Pruyne, Reilly, Ross, Stadden, Thomas, Turney, Warren, Weatherford, Whiteside of Monroe, Wight, and Wood, of the Senate; and Messrs. Able, Aldrich, Atwater, Ball, Barnett, Bentley, Carpenter, Charles, Cloud, Courtright, Craig, Crain, Cullom, Davidson, Davis, Dawson, Dement, Diarman, Dollins, Dougherty, Douglass, Dunbar, Edmonston, Edwards, Elkin, English, Enloe, Galbreath, Green of Clay, Green of St. Clair, Hankins, Happy, Hardin, Harris, Hinshaw, Hogan, Huey, Lagow, Lane, Leary, Lincoln, Linder, Logan, Lyons, McCormick,

McCown, McMurtry, McClernand, Madden, Marrs, Minshall, Moore of McLean, Moore of St. Clair, Morton, Murphy of Perry, Naper, Nowlin, Odam, Pace, Paullen, Ralston, Rawalt, Reddick, Scarborough, Shields, Smith of Madison, Smith of Wabash, Stuart, Stuntz, Thompson, Turley, Turney, Voris, Walker of Cook, Walker of Morgan, Wheeler, Witt, Wood, and Mr. Speaker, of the House of Representatives—107.

Those who voted for Garland B. Shelledy, were,

Messrs. Browning, Edwards, Lane, Mills, Orear, Servant, Whiteside of Pope, and Mr. Speaker, of the Senate; and Messrs. Dubois, Minor, Murphy of Vermilion, Oneille, Stone, and Webb, of the House of Representatives—15.

Scattering 1 vote.

Messrs. Henry L. Bryant and Augustus C. French, having respectively received a majority of all the votes given, were duly elected State's Attorneys of the aforesaid circuits.

They then proceeded to the election of a Judge of Probate for the county of Lawrence, and the vote being taken. Caius M. Eaton received 78 votes, and George W. Kinkaid 41 votes; scattering 2 votes.

Caius M. Eaton having received a majority of all the votes given, was declared by the Speaker of the House of Representatives duly elected Judge of Probate of Lawrence county.

The Senate then withdrew, and,

On motion,

The House adjourned.

MONDAY, January 16, 1837.

House met pursuant to adjournment.

Mr. Dawson, from the committee on Enrolled Bills, reported, as correctly enrolled, bills of the following titles, viz:

"An act concerning the town of Exeter, in Morgan county:"

"An act to legalize certain process in the 3d and 5th Judicial Circuits:" and

"An act to change the name of Free Frank:"

Also,

"A resolution relative to the relinquishment of the 16th sections."

Message from the Senate by Mr. Bush, their Assistant Secretary.

Mr. SPEAKER: The Senate have passed bills of the following titles, viz:

"An act to locate a State road from Stephenson to Peoria:"

"An act to amend an act to incorporate the Alton and Wabash Rail Road Company:"

"An act to authorize Jacob Fry, Thomas Cummings, and Isaac Darniel to establish a ferry across the Illinois river, at the town of Guilford:"

"An act to amend an act to regulate the apprehension of offenders, and for other purposes; approved January 6, 1827:" and

"An act to establish a State road from Ottawa to Ownes' at High Point:"

In the passage of which several bills they ask the concurrence of the House of Representatives.

They have concurred with the House of Representatives in the passage of the bill from the House of Representatives, entitled

"An act concerning the towns of Mount Vernon, Columbus, Mount Sterling, and Salem,"

As amended by them;

In which amendment they ask the concurrence of the House of Representatives.

And then he withdrew.

Mr. Galbreath presented the petition of sundry citizens of Pike and Adams counties for a State road,

The reading of which was,

On his motion,

Dispensed with, and

Referred to a select committee.

Ordered, That Messrs. Galbreath, Wheeler, and Paullen be that committee.

Mr. Walker, of Morgan, presented the petition of sundry citizens of Morgan county, on the subject of the Beardstown and Sangamon canal,

The reading of which was,
On his motion,
Dispensed with, and
Referred to the committee on Petitions.

Mr. McMurtry presented the remonstrance of sundry citizens of Knox county, against the division of said county,
The reading of which was,
On his motion,
Dispensed with, and
Referred to the committee on Petitions.

Mr. Rawalt presented the petition of sundry citizens of Warren, Fulton, and Peoria counties for a certain State road,
The reading of which was,
On his motion,
Dispensed with, and
Referred to a select committee.

Ordered, That Messrs. Rawalt, Voris, and McMurtry be that committee.

Mr. Minshall presented the petition of sundry citizens of this State, on the subject of the Beardstown and Sangamon canal,
The reading of which was,
On his motion,
Dispensed with, and
Referred to the committee on Petitions.

Mr. Moore of McLean, presented the petition of sundry citizens of McLean and La Salle counties, praying the formation of a new county;
The reading of which was,
On his motion,
Dispensed with, and referred to the same select committee to which were referred other petitions on the same subject.

Mr. Reddick presented the petition of sundry citizens of Macon and McLean counties, praying for a certain State road,
The reading of which was,
On his motion,
Dispensed with, and
Referred to a select committee.

Ordered, That Messrs. Reddick, Moore of McLean, and Lyons be that committee.

Mr. Lincoln presented the petition and remonstrance of sundry citizens, for and against a re-location of part of the State road from Springfield to Lewiston,

The reading of which was,
On his motion,
Dispensed with, and
Referred to the Committee on Petitions.

Mr. Aldrich presented the petition of sundry citizens of Hancock county for a certain State road,
The reading of which was,
On his motion,
Dispensed with, and
The same referred to a select committee.

Ordered, That Messrs. Aldrich, Minshall, and Galbreath be that committee.

Mr. Smith, of Wabash, presented the petition of sundry citizens of Wabash county, praying an appropriation for the improvement of the Great Wabash river,
The reading of which was,
On his motion,
Dispensed with, and
Referred to the committee on Internal Improvements.

Mr. Douglass presented the petition of sundry citizens of Beardstown for an act of incorporation for an insurance company,
The reading of which was,
On his motion,
Dispensed with, and
The same referred to a select committee.

Ordered, That Messrs. Douglass, Shields, and Lane be that committee.

A message from the Senate by Mr. Flood, their Engrossing and Enrolling Clerk.

Mr. SPEAKER:—I am directed to inform the House of Representatives, that the Senate have adopted the following resolution, viz:

Resolved by the Senate, (the House of Representatives concurring herein,) That both Branches of the General Assembly meet in the Hall of the House of Representatives, on this day the 16th inst. at 2 o'clock, P. M., to elect by joint ballot, one Judge of Probate for Cook county, one for Will county, and one for Kane county; and also to elect a commissioner of sales of Gallatin saline lands:

In the adoption of which they ask the concurrence of the House of Representatives.

And then he withdrew.

Mr. Lincoln presented the petition of sundry citizens of Sangamon county, on the subject of the Beardstown and Sangamon canal,

The reading of which was,

On his motion,

Dispensed with, and

The same referred to the committee on Petitions.

Mr. Walker, of Morgan, presented the petition of sundry citizens of Beardstown, on the subject of improving the swamps in the vicinity of said town,

The reading of which was,

On his motion,

Dispensed with, and

The same referred to a select committee.

Ordered, That Messrs. Walker of Morgan, Happy, and Merton be that committee.

Mr. Atwater presented the petition of sundry citizens of Putnam county, praying the formation of a new county,

The reading of which was,

On his motion,

Dispensed with, and

The same referred to the committee on Petitions.

Mr. McMurtry presented the petition of sundry citizens of Morgan, Fulton, Knox and Peoria counties for a certain State road,

The reading of which was,

On his motion,

Dispensed with, and referred to a select committee.

Ordered, That Messrs. McMurtry, Ball, and Voris be that committee.

Mr. Douglass presented the petition of sundry citizens of Knox, Henry, Whiteside and Jo Daviess counties, praying a certain State road,

The reading of which was

On his motion,

Dispensed with, and

Referred to the committee on Petitions.

Mr. Edmonston presented the petition of sundry citizens of McDonough county for a certain State road,

The reading of which was,

On his motion,

Dispensed with, and referred to a select committee.

Ordered, That Messrs. Edmonston, Charles, and McMurtry be that committee.

Mr. Stone, from the committee on the Judiciary to which was referred the communication from Walter B. Scates and Jesse B. Thomas, late Attorney Generals, and James Grant, State's Attorney of the 6th judicial circuit, asking an inquiry by the House, whether, by the 4th section of the act, making appropriations for the years 1835 and 1836, the Legislature intended increasing the salaries of those officers and others, by appropriating $500 more than would pay them as fixed by law, &c. made a report that such was not the intention of the Legislature, &c. and asked to be discharged from the further consideration of the subject;

Which was granted.

Mr. Dawson, from the select committee to which was referred the bill for

"An act to locate a State road from Charleston to Springfield:"

Reported the same back to the House with sundry amendments,

Which were read and concurred in.

Mr. Stone moved to amend the bill by striking out the name of "Daniel Good," and inserting the name of "David Stokes;"

Which was not agreed to.

The bill was then ordered to be engrossed for a third reading.

Mr. Nowlin, from the select committee to which was referred the bill for

"An act to incorporate the Madison and St. Clair canal company,"

Reported the same back to the House with sundry amendments;

Which were read and concurred in.

Ordered to be engrossed for a third reading.

The resolution from the Senate, relative to the election of Judges of Probate and Commissioners of Sales of the Gallatin Saline, &c. was read.

Mr. Logan moved to amend the resolution by adding "Judge of Probate for Jackson county."

Mr. Turney moved to amend the proposed amendment by adding "Judge of Probate for Clay county;"

Which was agreed to.

The amendment as amended, was then agreed to.

The resolution as amended, was then concurred in.

Ordered, That the Clerk inform the Senate thereof, and ask their concurrence in the amendment of the House to said resolution.

On motion of Mr. Smith of Wabash,

Resolved, That the 45th rule of the House be amended by inserting after the words "on agriculture," the following, viz: "on corporations."

On motion of Mr. Turney,

Resolved by the House of Representatives, (the Senate concurring herein,) That a joint select committee of ten on the part of the House and five on the part of the Senate, be appointed to inquire into the expediency of submitting to the people of this State, at their next general election, the propriety of calling a convention to revise and amend our State constitution: and that they report.

Ordered, That Messrs. Turney, French, Stone, Minshall, Linder, McClernand, Voris, Courtright, Dubois, and Madden be that committee on the part of the House; that the Clerk inform the Senate thereof, and ask their concurrence therein.

Mr. Ralston gave notice that on Thursday next, or some day thereafter, he should ask leave to introduce bills of the following titles, viz:

"An act to incorporate the Illinois agricultural and manufacturing company:" and

"An act to incorporate the Western Mineral Spring Company."

Mr. Walker, of Cook, gave notice, that on Wednesday next, or some day thereafter, he should ask leave to introduce bills of the following titles, viz:

"An act to incorporate the town of Juliet and its additions:" and

"An act to change the name of the town of Vienna in Will county."

On motion of Mr. Galbreath,

Resolved, That the Door-Keeper be directed to furnish the Canal Commissioners and Engineers with one hundred copies of the Report of the Canal Commissioners and accompanying documents, which have been printed for the use of this House.

Mr. Dunbar gave notice that on Wednesday next, or some day thereafter, he should ask leave to introduce a bill for

"An act to legalize the acts of Nathan Ellington, late a Justice of the Peace in and for the county of Coles."

Mr. Happy gave notice that on Wednesday next, or some day thereafter, he should ask leave to introduce a bill for

"An act concerning the town of Jacksonville."

Mr. Lane gave notice that on Wednesday next, or some day thereafter, he should ask leave to introduce a bill for

"An act for a State road from Alton to Jacksonville."

Mr. Bentley, in pursuance of previous notice, asked and obtained leave to introduce a bill for

"An act to locate a State road from Carlinville in Macoupin county, to Greenville in Bond county:"

Which was read the first time, and

Ordered to a second reading.

Mr. Smith, of Madison, gave notice that on Wednesday next, or some day thereafter, he should ask leave to introduce a bill for

"An act to continue the State road from Alton to Vandalia, to Lawrenceville in Lawrence county."

Mr. Ralston, in pursuance of notice heretofore given, asked and obtained leave to introduce a bill for

"An act to define the western boundary line of Adams county:"

Which was read the first time, and

Ordered to a second reading.

On motion of Mr. Nowlin,

Resolved, That a select committee be appointed and instructed to inquire into the propriety of changing the time of holding circuit courts within the second Judicial circuit of this State, and that they report by bill or otherwise.

Ordered, That Messrs. Nowlin, Smith of Madison, and Shields, be that committee.

Mr. Hogan proposed for adoption the following resolution, viz:

Resolved, That the revenue bill be made the standing order of the day, after Tuesday next, until the same shall be disposed of.

Which was not agreed to.

The resolution from the Senate requesting the House to furnish the Senate with a copy of the report of the Inspectors of the Penitentiary, &c. was read, when

On motion of Mr. Webb,

It was ordered, that the Clerk of this House furnish the Senate with a copy of said report in compliance with said resolution.

The bills from the Senate entitled,

"An act to amend an act to incorporate the Alton and Wabash Rail Road company."

"An act to authorize Jacob Fry, Thomas Cummings, and Isaac Darneil, to establish a ferry across the Illinois river, at the town of Guilford."

"An act to amend an act to regulate the apprehension of offenders, and for other purposes," approved January 6, 1827.

"An act to establish a State road from Ottawa to Ownes, at High point," and

"An act to locate a State road from Stephenson to Peoria,"

Were severally read the first time, and

Ordered to a second reading.

*Mr. M*cCown proposed for adoption the following resolution, viz:

Resolved, That 9 o'clock in the morning shall hereafter be the standing order of adjournment,

Which was not agreed to.

Mr. Smith of Wabash, gave notice that on Wednesday next, or some day thereafter, he should ask leave to introduce a bill, for

"An act to incorporate the *M*ount Carmel Insurance Company."

The amendment of the Senate to the bill from the House of Representatives, entitled,

"An act concerning the towns of *M*ount Vernon, Columbus, *M*ount Sterling, and Salem,"

Was read.

On motion of *Mr.* Mc*M*urtry,

The amendmant of the Senate was amended by adding the words, "Henderson in Knox county."

The amendment as amended, was then agreed to.

Ordered, That the Clerk inform the Senate thereof, and ask their concurrence in the amendment of the House to the amendment of the Senate therein.

Mr. Barnett gave notice, that on Wednesday next, or some day thereafter, he should ask leave to introduce a bill for

"An act to amend an act declaring what shall be evidence in certain cases," approved January 10, 1827.

Mr. Atwater gave notice, that on Wednesday next, or some day thereafter he should ask leave to introduce a bill for

"An act to vacate the town plat of West Windsor."

*Mr. C*arpenter proposed for adoption the following resolution, viz:

Resolved by the House of Representatives, (*the Senate con curring herein*,) That no new business shall be received in either House after Monday the 6th February: and that this General Assembly will adjourn *sine die* on Thursday the 16th February next.

Mr. Dawson moved to lay said resolution on the table upon which motion,

Messrs. Hardin and Nowlin called for the yeas and nays; When,

On motion of Mr. Scarborough,

The House adjourned until 2 o'clock P. M.

2 o'clock, P. M.

House met pursuant to adjournment.

Message from the Senate, by Mr. Bush their assistant Secretary.

Mr. Speaker:

The Senate have concurred with the House of Representatives, in their amendments to the resolution of the Senate appointing this day 2 o'clock P. M. for the election of Judges of Probate of Cook county, &c. &c.

And then he withdrew.

The Senate, preceded by their Speaker *pro tempore*, appeared in the Hall of the House of Representatives in pursuance of a Joint resolution of both Houses, for the purpose of electing an Auditor, Treasurer, Attorney General, &c. and also Judges of Probate for Cook and other counties, &c.

The two Houses then proceeded to the election of an Auditor of Public Accounts.

And upon the vote being taken, Levi Davis received eighty eight votes, John Dougherty received sixteen votes, Newton Cloud received fifteen votes, and N. M. McCurdy received seven votes.

Those who voted for Mr. Davis, were

Messrs. Allen of Greene, Allen of McLean, Bond, Borough, Browning, Butler, Craig, Edwards, Fletcher, Gatewood,

Hackelton, Hamlin, Herndon, Lane, Mills, Mitchell, Murray, Orear, Owen, Parker, Pruyne, Reilly, Ross, Servant, Thomas, Turney, Vance, Warren, Whiteside of Pope, Wight and Mr. Speaker, of the Senate, and

Messrs. Aldrich, Ball, Bentley, Charles, Craig, Cullom, Davidson, Davis, Dawson, Diarman, Dubois, Dunbar, Edmonston, Edwards, Elkin, Enloe, Galbreath, Green of Clay, Green of St. Clair, Hankins, Hardin, Hinshaw, Huey, Hunt, Lagow, Lane, Leary, Lincoln, Logan, Lyons, McCormick, McCown, McMurtry, Marrs, Minor, Minshall, Moore of McLean, Murphy of Vermilion, Naper, Odam, Oneille, Paullen, Rawalt, Scarborough, Shields, Smith of Wabash, Stone, Stuart, Stuntz, Thompson, Turley, Turney, Voris, Webb, Whitten, Witt, and Wood, of the House of Representatives.—88.

Those who voted for Mr. Dougherty, were

Messrs. Hacker, and Wood, of the Senate, and

Messrs. Able, Atwater, Carpenter, Crain, Dollins, English, French, Linder, McClernand, Murphy of Perry, Nowlin, Pace, Ralston, and Smith of Madison, of the House of Representatives.—16.

Those who voted for Mr. Cloud, were

Messrs. Maxwell, Noel, Parrish, Stadden, and Weatherford, of the Senate, and

Messrs. Barnett, Courtright, Dougherty, Douglass, Happy, Harris, Madden, Morton, Reddick, and Wheeler, of the House of Representatives.—15.

Those who voted for Mr. McCurdy, were

Mr. McLaughlin, of the Senate, and

Messrs. Cloud, Hogan, Moore of St. Clair, Walker of Cook, Walker of Morgan, and Mr. Speaker, of the House of Representatives—7.

Mr. Davis having received a majority of all the votes given, was, by the Speaker of the House of Representatives, declared duly elected Auditor of Public Accounts of the State of Illinois.

The two Houses then proceeded to the election of Treasurer, and upon the votes being taken, John D. Whiteside received sixty seven votes, John Dement received forty nine votes, and Richard G. Murphy received ten votes.

Those who voted for Mr. Whiteside, were

Messrs. Allen of McLean, Bond, Borough, Browning, Butler, Craig, Edwards, Fletcher, Gatewood, Hackelton, Hamlin, McLaughlin, Mitchell, Murray, Orear, Owen, Pruyne, Reilly,

Ross, Servant, Thomas, Turney, Vance, Weatherford, Wight, and Mr. Speaker, of the Senate, and

Messrs. Aldrich, Atwater, Ball, Bently, Charles, Cloud, Courtright, Cullom, Dawson, Dubois, Edwards, Elkin, Green of St. Clair, Hardin, Harris, Hogan, Huey, Lane, Lincoln, McCown, McMurtry, Minshall, Moore of St. Clair, Morton, Murphy of Vermilion, Nowlin, Oneille, Ralston, Rawalt, Smith of Madison, Smith of Wabash, Stone, Stuntz, Thompson, Voris, Walker of Cook, Walker of Morgan, Webb, Wheeler, and Mr. Speaker, of the House of Representatives. —67.

Those who voted for Mr. Dement, were

Messrs. Herndon, Lane, Maxwell, Mills, Noel, Parker, Parrish, Warren, and Whiteside of Pope, of the Senate, and

Messrs. Able, Barnett, Carpenter, Craig, Davidson, Davis, Diarman, Dollins, Douglass, Dunbar, Edmonston, English, Enloe, French, Galbreath, Green of Clay, Hankins, Hinshaw, Hunt, Lagow, Leary, Linder, Logan, McCormick, McClernand, Madden, Marrs, Minor, Moore of McLean, Murphy of Perry, Naper, Odam, Pace, Reddick, Scarborough, Turley, Turney, Whitten, Witt and Wood, of the House of Representatives.—49.

Messrs. Allen of Greene, Hacker, Stadden, and Wood, of the Senate, and

Messrs. Crain, Dougherty, Happy, Lyons, Paullen and Shields, of the House of Representatives, voted for Mr. Murphy.—10.

Mr. Whiteside, having received a majority of all the votes given, was, by the Speaker of the House of Representatives, declared duly elected Treasurer of the State of Illinois.

The two Houses then proceeded to the election of Attorney General, and upon the vote being taken, Usher F. Linder received sixty votes, Benjamin Bond received fifty-four votes, scattering twelve.

Those who voted for Mr. Linder, were,

Messrs. Borough, Hacker, Maxwell, Mills, Noel, Parker, Parrish, Pruyne, Warren, Weatherford, and Wood, of the Senate; and

Messrs. Barnett, Cloud, Courtright, Craig, Crain, Davidson, Davis, Dement, Diarman, Dollins, Dougherty, Douglass, Dunbar, Edmonston, English, Enloe, French, Green of Clay, Hankins, Happy, Harris, Hinshaw, Lane, Leary, Logan, McCown, McClernand, Madden, Marrs, Minor, Moore of McLean,

Morton, Murphy of Perry, Naper, Odam, Paullen, Ralston, Reddick, Scarborugh, Shields, Smith of Madison, Stone, Turley, Turney, Walker of Cook, Walker of Morgan, and Wood, of the House of Representatives.—60.

Those who voted for Mr. Bond, were,

Messrs. Allen of McLean, Browning, Butler, Edwards, Fletcher, Gatewood, Hamlin, Herndon, Lane, McLaughlin, Murray, Orear, Owen, Reilly, Ross, Servant, Thomas, Vance, Whiteside of Monroe, Whiteside of Pope, Wight, and Mr. Speaker, of the Senate; and

Messrs. Aldrich, Ball, Bentley, Charles, Cullom, Dawson, Dubois, Edwards, Elkin, Green of St. Clair, Hardin, Hogan, Huey, Hunt, Lagow, Lincoln, Lyons, McCormick, McMurtry, Minshall, Moore of St. Clair, Murphy of Vermilion, Nowlin, Oneille, Rawalt, Smith of Wabash, Stuart, Stuntz, Thompson, Voris, Webb, and Wheeler, of the House of Representatives —54.

Messrs. Allen of Greene, Stadden, and Turney, of the Senate; and

Messrs. Able and Carpenter, of the House of Representatives, voted for Mr. Shields—5.

Mr. Craig of the Senate, and Mr. Galbreath of the House of Representatives voted for Mr. Fisk—2.

Messrs. Hackelton and Mitchell of the Senate, and Pace of the House of Representatives, voted for Mr. Prickett—3.

Mr. Atwater, of the House of Representatives, voted for Mr. Eddy—1.

Mr. Speaker, of the House of Representatives, voted for Mr. Pearson—1.

No person having received a majority of all the votes given, the two Houses proceeded to take another vote, when Mr. Linder received sixty-five votes, Mr. Bond received fifty-four votes, scattering seven.

Those who voted for Mr. Linder, were,

Messrs. Allen of Greene, Borough, Hacker, Maxwell, Mills, Noel, Parker, Parrish, Pruyne, Stadden, Turney, Warren, Weatherford, and Wood, of the Senate; and

Messrs. Able, Barnett, Cloud, Courtright, Craig, Crain, Davidson, Davis, Dement, Diarman, Dollins, Dougherty, Douglass, Dunbar, Edmonston, English, Enloe, French, Galbreath, Green of Clay, Hankins, Happy, Harris, Hinshaw, Lagow, Lane, Leary, Logan, McCormick, McCown, McClernand, Madden, Marrs, Minor, Moore of McLean, Morton, Murphy of Perry,

Naper, Odam, Paullen, Ralston, Reddick, Scarborough, Shields, Smith of Madison, Turley, Turney, Walker of Cook, Walker of Morgan, Whitten, Witt, and Wood, of the House of Representatives—65.

Those who voted for Mr. Bond, were

Messrs. Allen of McLean, Browning, Butler, Edwards, Fletcher, Gatewood, Hamlin, Herndon, Lane, McLaughlin, Murray, Orear, Owen, Reilly, Ross, Servant, Thomas, Vance, Whiteside of Monroe, Whiteside of Pope, Wight, and Mr. Speaker, of the Senate; and

Messrs. Aldrich, Ball, Bently, Charles, Cullom, Dawson, Dubois, Edwards, Elkin, Galbreath, Green of St. Clair, Hardin, Hogan, Huey, Hunt, Lincoln, Lyons, McMurtry, Minshall, Moore of St. Clair, Murphy of Vermilion, Nowlin, Oneille, Rawalt, Smith of Wabash, Stone, Stuart, Stuntz, Thompson, Voris, Webb and Wheeler, of the House of Representatives.—51.

Hr. Hackelton of the Senate; and

Messrs. Atwater and Carpenter of the House of Representatives, voted for Mr. Prickett.—3.

Mr. Craig, of the Senate, voted for Mr. Fisk.—1.

Mr. Mitchell, of the Senate, voted for Mr. McConnel.—1.

Mr. Pace of the House of Representatives, voted for Mr. Stickney.—1.

Mr. Speaker of the House of Representatives, voted for Mr. Pearson.—1.

Mr. Linder having received a majority of all the votes given, was, by the Speaker of the House of Representatives, declared duly elected Attorney General of the State of Illinois.

The two Houses then proceeded to the election of Public Printer, and upon the vote being taken, William Walters received one hundred and three votes, scattering 23.

Those who voted for Mr. Walters, were

Messrs. Allen of Greene, Borough, Browning, Butler, Craig, Edwards, Hackelton, Hacker, Lane, Maxwell, McLaughlin, Mitchell, Murray, Noel, Orear, Owen, Parker, Parrish, Pruyne, Reilly, Ross, Stadden, Turney, Warren, Weatherford, Whiteside of Monroe, Whiteside of Pope, Wight and Wood, of the Senate; and

Messrs. Able, Aldrich, Atwater, Ball, Barnett, Bently, Carpenter, Charles, Cloud, Courtright, Craig, Crain, Davidson, Davis, Dawson, Dement, Diarman, Dollins, Dougherty, Douglass, Dunbar, Edmonston, Elkin, English, Enloe, French, Gal-

breath, Green of Clay, Green of St. Clair, Hankins, Harris, Hinshaw, Hogan, Huey, Hunt, Lagow, Lane, Leary, Linder, Logan, McCown, McMurtry, McClernand, Madden, Marrs, Minor, Moore of McLean, Murphy of Perry, Murphy of Vermilion, Naper, Nowlin, Odam, Oneille, Pace, Paullen, Ralston, Rawalt, Reddick, Scarborough, Shields, Smith of Madison, Smith of Wabash, Stone, Stuntz, Thompson, Turley, Turney, Walker of Cook, Walker of Morgan, Webb, Wheeler, Whitten, Witt, and Mr. Speaker.—103.

Messrs. Bond, Fletcher, and Moore of St. Clair, voted for Mr. Fleming.—3.

Messrs. Hamlin, Cullom, Hardin, Lincoln, and Voris, voted for Mr. Hodge.—5.

Messrs. Mills, and Mr. Speaker of the Senate, voted for Mr. McDowell.—2.

Mr. Herndon, voted for Mr. Francis.—1.

Mr. Servant voted blank—1.

Mr. Thomas voted for S. S. Brooks.—1.

Mr. Vance voted for Mr. Loveless.—1.

Mr. Dubois voted for Seth T. Sawyer.—1.

Mr. Edwards voted for Robert Blackwell.—1.

Mr. Happy voted for J. G. Edwards.—1.

Mr Lyons voted for Mr. Douglass.—1.

Mr. McCormick voted for G. Forquer.—1.

Mr. Minshall voted for Adam Dunlap.—1.

Mr. Morton voted for Dr. Lyons.—1.

Mr. Stuart voted for Jones & Lucas. -1.

Mr. Wood, of the House, voted for H. G. Pace.—1.

Mr. Walters having received a majority of all the votes given, was, by the Speaker of the House of Representatives, declared duly elected Public Printer of the State of Illinois.

The House then proceeded to the election of Warden of the Peitentiary, and upon the vote being taken, William Otwell received forty five votes, Benjamin S. Enloe received thirty eight votes, Jacob C. Bruner thirty one votes, and Hiram Long twelve votes.

Those who voted for Mr. Otwell, were

Messrs. Allen of McLean, Borough, Browning, Butler, Craig, Edwards, Gatewood, Hamlin, Herndon, Mills, Orear, Parker, Pruyne, Servant, Thomas, Vance, Wight and Mr. Speaker, of the Senate, and

Messrs. Aldrich, Ball, Charles, Craig, Cullom, Dawson, Dubois, Edmonston, Edwards, Elkin, Hardin, Hogan, Hunt, Lincoln, Lyons, McCown, McMurtry, Minshall, Naper, Rawalt,

Smith of Wabash, Stone, Stuart, Thompson, Voris, Webb, and Wheeler.—45.

Those who voted for Mr. *E*nloe, were

Messrs. Fletcher, Hacker, Lane, Maxwell, Parrish, Warren, and Whiteside of Pope, of the Senate, and

Messrs. Able, Barnett, Carpenter, Courtright, Crain, Davidson, Davis, Dement, Diarman, Dollins, Douglass, Dunbar, English, Galbreath, Green of Clay, Hankins, Lagow, Leary, Linder, Logan, McCormick, McClernand, Marrs, Murphy of Perry, Murphy of Vermilion, Odam, Ralston, Scarborough, Turley, Witt, and Wood, of the House.—38.

Those who voted for Mr. Bruner, were

Messrs. Hackelton, McLaughlin, Mitchell, Noel, Reilly, Stadden, Turney, Weatherford, and Whiteside of Monroe, of the Senate, and

Messrs. Atwater, Bentley, Cloud, French, Happy, Harris, Hinshaw, Lane, Madden, Minor, Moore of McLean, Morton, Oneille, Pace, Paullen, Reddick, Smith of Madison, Turney, Walker of Cook, Walker of Morgan, Whitten and Mr. Speaker, of the House of Representatives—31.

Those who voted for Mr. Long, were

Messrs. Allen of Greene, Bond, Murray, Owen, Ross, and Wood, of the Senate, and

Messrs. Green of St. Clair, Huey, Moore of St. Clair, Nowlin, Shields, and Stuntz—12.

No person having received a majority of all the votes given, another vote was taken, when Mr. Enloe received forty six votes, Mr. Otwell thirty eight votes, Mr. Bruner thirty one votes, and Mr. Long ten votes.

Those who voted for Mr. Enloe, were

Messrs. Fletcher, Hacker, Lane, Maxwell, Parker, Parrish, Pruyne, Warren, and Whiteside of Pope, of the Senate, and

Messrs. Able, Barnett, Carpenter, Courtright, Crain, Davidson, Davis, Dement, Diarman, Dollins, Dougherty, Douglass, Dunbar, Edmonston, English, French, Galbreath, Green of Clay, Hankins, Happy, Lagow, Leary, Linder, Logan, McCormick, McMurtry, McClernand, Marrs, Murphy of Perry, Odam, Paullen, Ralston, Scarborough, Turley, Voris, Witt and Wood, of the House—46.

Those who voted for Mr. Otwell, were

Messrs. Allen of McLean, Borough, Browning, Butler, Edwards, Hamlin, Herndon, Mills, Orear, Servant, Thomas, Vance, and Mr. Speaker, of the Senate, and

Messrs. Aldrich, Ball, Charles, Craig, Cullom, Dawson, Dubois, Edwards, Elkin, Hardin, Hogan, Hunt, Lincoln, Lyons, McCown,

Minshall, Murphy of Vermilion, Naper, Oneille, Rawalt, Stone, Stuart, Thompson, Webb and Wheeler of the House—38.

Those who voted for Mr. Bruner, were

Messrs. Allen of Greene, Craig, Hackelton, McLaughlin, Mitchell, Noel, Reilly, Stadden, Turney, Weatherford, and Whiteside of Monroe, of the Senate, and

Messrs. Atwater, Bently, Cloud, Harris, Hinshaw, Lane, Madden, Minor, Moore of McLean, Morton, Nowlin, Pace, Reddick, Smith of Madison, Smith of Wabash, Turney, Walker of Cook, Walker of Morgan, Whitten, and Mr. Speaker of the House.—31.

Those who voted for Mr. Long, were

Messrs. Bond, Murray, Owen, Ross, and Wood of the Senate, and

Messrs. Green of St. Clair, Huey, Moore of St. Clair, Shields and Stuntz, of the House.—10.

No person having yet received a majority of all the votes given, another vote was taken, when Mr. Enloe received seventy eight votes, Mr. Otwell twenty two votes, Mr. Bruner nineteen votes, and Mr. Long four votes.

Those voting for Benjamin S. Enloe, were

Messrs. Fletcher, Hacker, Lane, Maxwell, O'Rear, Owen, Parker, Parrish, Pruyne, Stadden, Thomas, Vance, Warren, Whiteside of Pope, and Wood, of the Senate. And

Messrs. Able, Aldrich, Ball, Barnett, Bentley, Carpenter, Charles, Courtright, Crain, Davidson, Davis, Dawson, Dement, Diarman, Dollens, Dougherty, Douglass, Dunbar, Edmonston, Elkin, English, French, Galbreath, Green of Clay, Hankins, Happy, Hardin, Harris, Huey, Lagow, Leary, Linder, Logan, Lyons, McCormick, McCown, McMurtry, McClernand, Marrs, Minshall, Morton, Murphy of Perry, Murphy of Vermillion, Naper, Nowlin, Odam, Oneille, Paullen, Ralston, Rawalt, Scarborough, Shield, Smith of Wabash, Stuart, Turley, Turney, Walker of Cook, Walker of Morgan, Webb, Wheeler, Witt and Wood, of the House of Representatives.—78.

Those voting for William Otwell, were

Messrs. Allen of McLean, Borough, Browning, Butler, Edwards, Hamlin, Herndon, Mills, Ross, Servant, Weatherford and Mr. Speaker of the Senate; and

Messrs. Craig, Cullom, Dubois, Edwards, Hogan, Hunt, Lincoln, Stone, Stuntz and Thompson, of the House—22.

Those who voted for Mr. Bruner, were

Messrs. Allen of Greene, Craig, Hackelton, McLaughlin,

Mitchell, Noel, Reilly, Turney, and Whiteside of Monroe, of the Senate, and

Messrs. Atwater, Cloud, Hinshaw, Lane, Madden, Moore of McLean, Pace, Reddick, Smith of Madison, and Mr. Speaker of the House—19.

Those who voted for Mr. Long, were

Messrs. Bond and Murray of the Senate, and

Messrs. Green of St. Clair and Moore of St. Clair, of the House—4.

Mr. Enloe having received a majority of all the votes given, was declared, by the Speaker of the House of Representatives, duly elected Warden of the Penitentiary.

The two Houses then proceeded to the election of Judges of Probate in the following counties;

Mr. Turney of the Senate, and Mr. Douglass of the House of Representatives, were appointed tellers, and the following persons were duly elected, viz:

For the county of Cook, Charles V. Dyer had 92 votes, and was duly elected.

Joseph P. Churchill had 22 votes for the same office.

For the county of Will, Hugh Henderson was elected without opposition.

For the county of Kane, Mark Daniels was elected without opposition.

For the county of Jackson, Daniel H. Bush was elected without opposition.

For the county of Clay, Francis B. Thompson was elected without opposition.

The two Houses then proceeded to the election of Commissioner of sales of the Gallatin Saline lands,

When Joseph Hays was duly elected without opposition.

The Senate then withdrew.

And the House adjourned.

TUESDAY, January 17, 1837.

House met pursuant to adjournment.

Mr. Dawson, from the committee on Enrolled Bills, reported as correctly enrolled bills of the following titles, viz:

"An act to legalize the incorporation of Pekin:"
"An act to appoint Commmissioners to locate a State road from William Crow's to Jacksonville:"
"An act to locate a State road in the county of Edgar:"
"An act to incorporate the Lacon Academy:"
"An act to incorporate the town of White-Hall, and for other purposes:"
"An act to change the name of the town of Columbia:"
"An act to change the name of the town of Liberty:" and
"An act to locate a State road from Macomb to the Mississippi river opposite Burlington."

Mr. Leary presented the petition of Cook county for a State road from Chicago by Mineral Point to the State line,
The reading of which was,
On his motion,
Dispensed with, and
Referred to the committee on Petitions.

Mr. Reddick presented the petition of sundry citizens of Macon county for a State road,
The reading of which was,
On his motion,
Dispensed with, and
Referred to a select committee.

Ordered, That Messrs. Reddick, Cullom, and Minor be that committee.

Mr. Moore of McLean, presented the petition of sundry citizens of Macon and McLean counties, praying the re-location of a certain State road;
The reading of which was,
On his motion,
Dispensed with, and
Referred to a select committee.

Ordered, That Messrs. Moore of McLean, Reddick, and Hinshaw be that committee.

Mr. Turley presented the petition of sundry citizens of Shelby, Macon and McLean counties, for a State road,
The reading of which was,
On his motion,
Dispensed with, and
Referred to a select committee.

Ordered, That Messrs. Turley, Reddick, and Hinshaw be that committee.

Mr. Dougherty from the committee on the Judiciary, to which was referred the bill for

"An act to amend an act entitled an act for the limitation of actions and for avoiding vexatious law suits;"

Reported the same back to the House with sundry amendments;

Which were read and concurred in.

Ordered to be engrossed for a third reading.

Mr. Stone, from the committee on the Judiciary to which was referred the bill for

"An act for the relief of Willian Butler,"

Reported the same back to the House without amendment, and recommended its passage.

Ordered to be engrossed for a third reading.

Mr. Dawson, from the select committee to which was referred the bill for

"An act to incorporate the Stonington College of Illinois;"

Reported the same back to the House with an amendment,

Which was read and concurred in.

Ordered to be engrossed for a third reading.

Mr. Rawalt, from the select committee to which was referred a certain petition, reported a bill for

"An act to locate a State road from a point on the Mississippi river, opposite Burlington, to Farmington in Fulton county;"

Which was read the first time, and

Ordered to a second reading.

Message from the council of Revision by Mr. Owings, their Secretary.

Mr. Speaker:—Bills of the following titles have been approved of by the Council of Revision, viz:

"An act to re-locate a part of the State road leading from Paris to Decatur;"

"An act re-locating parts of the State road leading from Springfield to Decatur."

And then he withdrew.

The question pending at the adjournment of the House yesterday forenoon, being upon the resolution offered by Mr. Carpenter, fixing and limiting the time for the reception of new business, and the adjournment *sine die* of this General Assembly, again coming up for consideration:

Mr. Dawson withdrew his motion to lay said resolution upon the table.

Mr. Cloud renewed the motion to lay said resolution upon the table,

Which was decided by yeas and nays, to lay said resolution upon the table, upon the call of Messrs. Dubois and Hardin, as follows, viz:

In the affirmative,

Messrs. Able, Aldrich, Ball, Barnett, Bentley, Cloud, Courtright, Craig, Crain, Cullom, Dawson, Dement, Dollins, Dougherty, Dunbar, English, French, Galbreath, Green of Clay, Hankins, Hinshaw, Lagow, Lane, Leary, Linder, Logan, McCormick, Madden, Marrs, Minor, Moore of McLean, Moore of St. Clair, Morton, Murphy of Perry, Naper, Odam, Oneille, Pace, Paullen, Reddick, Scarborough, Shields, Smith of Wabash, Stone, Stuart, Stuntz, Turley, Walker of Cook, Walker of Morgan, Whitten, and Wood—51.

In the negative,

Messrs. Atwater, Carpenter, Davis, Diarman, Douglass, Dubois, Edwards, Elkin, Happy, Hardin, Harris, Huey, Hunt, Lincoln, McCown, McMurtry, McClernand, Minshall, Ralston, Rawalt, Smith of Wabash, Thompson, Turney, Webb, Witt, and Mr. Speaker—26.

Mr. Madden, in pursuance of previous notice, asked and obtained leave to introduce a bill for

"An act to organize and locate the county seat of Henry county,"

Which was read the first time, and

Ordered to a second reading.

Mr. Dollins, from the select committee to which was referred the Auditor's communication relative to the appropriations to Franklin and Jackson counties, &c. reported a bill for

"An act providing for the payment of an appropriation made to Franklin and Jackson counties, approved February 15th, 1827."

Which was read the first time, and

Ordered to a second reading.

On motion of Mr. Dougherty,
The rule of the House was dispensed with,
And said bill was now read a second time by its title, and
On motion of Mr Dement,
Referred to a select committee of five.

Ordered, That Messrs. Dement, Cloud, Dollins, Logan, and Dougherty be that committee.

Mr. Smith of Madison, in pursuance of notice heretofore given, asked and obtained leave to introduce a bill for

"An act authorizing the election of additional Notaries Public, Justices of the Peace, Constables and Surveyors, in Madison county;"

Which was read the first time, and
Ordered to a second reading.
On motion of Mr. Smith of Madison,
The rule of the House was dispensed with and said bill was now read the second time by its title.
On motion of Mr. Hardin,
Referred to a select committee.

Ordered, That Messrs. Hardin, Smith of Madison, and Hogan be that committee.

On motion of Mr. Shields,

Resolved, by the House of Representatives, (the Senate concurring herein,) That the Public officers be requested to furnish the joint select committee, to whom was referred that part of the Governor's Message relating to the Public Buildings, a full statement of the property and materials, appertaining to the old State House, which were sold by them, and the full amount arising from the sale of the same.

Mr. Lane, in pursuance of previous notice, asked and obtained leave to introduce a bill for

"An act to incorporate the town of Grafton, and for other purposes:"

Which was read the first time, and
Ordered to a second reading.
On motion of Mr. Lane,
The rule of the House was dispensed with, and said bill was now read the second time by its title.
On the further motion of Mr. Lane,
Referred to the committee on the Judiciary.

And then the House adjourned until 2 o'clock P. M.

2 o'clock, P. M.

House met pursuant to adjournment.

Message from the Senate, by Mr. Bush their Assistant Secretary.

Mr. Speaker:

The Senate have passed bills of the following titles, viz:

"An act changing part of the State road from Liberty to Tremont:"

"An act to authorize George W. Dole and others to build a toll bridge across Little Calumet:" and

"An act to incorporate the Hanover College in Tazewell county:"

In the passage of which several bills they ask the concurrence of the House of Representatives.

They have concurred with the House of Representatives in the passage of bills of the following titles, viz:

"An act to locate a State road from Vandalia to Alton:" and

"An act to amend an act to license and regulate taverns."

They have concurred with the House of Representatives in their amendment to the bill from the Senate, entitled

"An act to locate a State road from Salem to Chester."

And then he withdrew.

On motion of Mr. Moore of St. Clair,

The House now resolved itself into a committee of the Whole House to take into consideration the bill for

"An act to amend and reduce into one the several acts concerning the public revenue;"

And after some time spent therein,

Mr. Speaker resumed the chair, and

Mr. Shields reported that the committee of the Whole House had, according to order, had said bill under consideration, had made some progress therein, and directed him to ask leave to sit again on said bill.

Which was granted.

Mr. Happy moved that the House now resolves itself into a committee of the Whole House, to take into consideration the bill for

"An act for distributing the School Funds of this State among the counties, according to the number of children in each county under twenty years;"

Which was not agreed to.

Mr. Shields moved that the House adjourn;
Which was not agreed to.
The engrossed bill, entitled
"An act to locate a State road from York to New Richmond in the county of Clark:"
Was read the third time, and passed.
Ordered, That the title of the bill be as aforesaid, that the Clerk carry said bill to the Senate and ask their concurrence therein.
The engrossed bill, entitled,
"An act for the relief of Charles I. Weed:"
Was read the third time, and,
On motion of Mr. Turney,
Referred to a select committee.
Ordered, That Messrs. Turney, Webb, and Pace be that committee.
The bill from the Senate, entitled,
"An act to change the corporate powers of the town of Galena,"
Was read the third time, and,
On motion of Mr. Leary,
Referred to a select committee.
Ordered, That Messrs. Leary, Craig, and Douglass be that committee.

And then the House adjourned.

WEDNESDAY, January 18, 1837.

House met pursuant to adjournment.

Mr. Dawson, from the committee on Enrolled Bills, reported that they had this day laid before the Council of Revision, bills of the following titles, viz:
An act to legalize the incorporation of Pekin."
"An act to appoint commissioners to locate a State road from William Crow's to Jacksonville,"
"An act to locate a State road in the county of Edgar."
"An act to incorporate the Lacon academy."

"An act to incorporate the town of White Hall, and for other purposes."

"An act to change the name of the town of Columbia."

"An act to change the name of the town of Liberty."

"An act to locate a State road from Macomb to the Mississippi river opposite Burlington."

"An act to legalize certain process in the 3d and 5th Judicial Circuits."

"An act to change the name of Free Frank:"

"An act concerning the town of Exeter, in Morgan county:"

And have delivered to the Governor

"The resolution relative to the relinquishment of the 16th sections."

Message from the Senate by Mr. Flood.

Mr. SPEAKER:—I am directed to inform the House of Representatives, that the Senate have passed bills of the following titles, viz:

"An act to locate a State road from Ottawa to Grandatau, and thence north to intersect a State road from Peoria to Galena."

"An act to incorporate the Mississippi and Illinois Canal company," and

"An act to incorporate the Mississippi and Illinois Rail road company."

In the passage of which they ask the concurrence of the House of Representatives.

And then he withdrew.

Joseph E. Watkins, a representative from the county of Gallatin, elected to fill the vacancy occasioned by the death of the Hon. Resolved Graham, appeared, was qualified, and took his seat.

Mr. Cullom presented the petition of sundry citizens, praying the establishment of a State road from Decatur to Pekin,

The reading of which was,

On his motion,

Dispensed with, and referred to the same select committee, to which was referred another petition on the same subject.

Mr. Atwater presented the petitions, remonstrances, and sundry documents, relating to the division of the county of Putnam,

The reading of which was,
On his motion,
Dispensed with, and
Referred to the committee on Petitions.

Mr. Smith of Madison presented the petition of Martha Lane and others, praying that the said Martha may be divorced from her husband William Lane,

Which was read, and
On his motion,
Referred to a select committee.

Ordered, That Messrs. Smith of Madison, Hogan, and Davis, be that committee.

Mr. Odam gave notice that he should on Monday next, or some day thereafter, ask leave to introduce a bill for

'An act to locate a State road from Golconda, in Pope county, to Pinckneyville, in Perry county,"

And also a bill for

"An act for the relief of the Sheriffs therein named."

Mr. Turney, from the select committee to which was referred the engrossed bill entitled

"An act for the relief of Charles J. Weed,"

Reported the same with an amendment,
Which was read and concurred in.
The bill then passed.

Ordered, That the title of the bill be as aforesaid, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

On motion of Mr. Pace,

Resolved, That the committee on the Judiciary be instructed to enquire into the expediency of amending the 4th section of an act entitled,

"An act concerning Justices of the Peace and Constables," approved February 3, 1827,

So as to make especial bail accountable for the debt and cost.

On motion of Mr. Paullen,

Resolved, That a select committee of this House be appointed to enquire into the expediency of reporting and publishing the decisions of the Supreme Court of this State, from the year 1831, to the end of the present term, and provide for the distribution of the same among the several counties of this State, and that they report by bill or otherwise.

Ordered That Messrs. Paullen, Dougherty and Edwards, be that committee, in pursuance of the foregoing resolution.

On motion of Mr. Linder,

The committee of the Whole were discharged from the further consideration of the resolution in relation to the State Bank of Illinois and its branches.

Mr. Linder moved to amend the resolution, by striking out all after the words "*Resolved*," and insert a substitute, as follows, viz:

"That a select committtee of five members be appointed to investigate and make enquiry into the affairs and condition of the State Bank and each of its branches, their organization, location, &c. incorporated February 12, 1835, and the nature, extent and character of their business, management, and the conduct of their officers; their issues, funds and resources, and for that purpose the said committee are vested with full and ample authority to adopt such means as may, in their judgment, be proper and necessary to a full and ample investigation; and shall have power to send for persons and papers, and to examine such persons under oath. And the said committee may meet from time to time to enable them to make such investigation; and may employ one or two clerks to make a record of their proceedings: and the said committee shall report during the present session, their proceedings and doings herein."

Mr. Hardin moved to amend the amendment, by striking out the whole thereof, and insert the following viz:

By the House of Representatives, (the Senate concurring herein) that the joint committee on Finance from the Senate and House of Representatives, be instructed to enquire whether the State Bank of Illinois has, by any act, or in any manner violated its charter or abused its privileges; whether there are any probable grounds to suppose the charter of said Bank unconstitutional, and if so, and these causes can be removed by legislative action, what action is necessary on this subject; whether there is ample or conclusive evidence to believe that said Bank would be a safe depository for the public monies of this State; that said committee be authorized to send for persons and papers, and to employ not more than two clerks to keep a record of their proceedings and investigations, and that they report to this General Assembly at as early a day as practicable, during the present session, their proceedings, the result of their investigations, and such facts as they may deem

necessary for the basis of legislative action in any way respecting said Bank.

And then the House adjourned until 2 o'clock, P. M.

2 o'clock, P. M.

House met pursuant to adjournment.

The Speaker announced the following standing committee on Corporations, viz:

Messrs. Able, Cloud, Edwards, Lane, Dubois, Bently, Reddick, Webb and French.

On motion of Mr. Linder,

The rule of the House was dispensed with, and the resolution and proposed amendments, in relation to the State Bank of Illinois and its branches, were taken up for consideration.

Mr. Hardin modified his motion to amend, so as to make it "a Joint select committee of three from the House and two from the Senate," instead of the committee on Finance of both Houses.

The question was then taken on the motion of Mr. Hardin to amend as modified,

And decided in the negative, by yeas and nays, as follows, upon the call of Messrs. Hardin and Edmonston, viz:

In the affirmative,

Messrs. Able, Aldrich, Atwater, Ball, Bently, Carpenter, Cullom, Dawson, Dougherty, Dunbar, Edwards, Elkin, Green of Clay, Hardin, Harris, Hogan, Hunt, Lane, Lincoln, Logan, Lyons, McMurtry, Minshall, Moore of St. Clair, Murphy of Perry, Murphy of Vermilion, Odam, Oneille, Pace, Ralston, Smith of Madison, Smith of Wabash, Stone, Stuntz, Thompson, Voris, Watkins, Wilson, and Witt—39.

In the negative,

Messrs. Barnett, Cloud, Courtright, Craig, Crain, Davis, Dement, Diarman, Dollins, Douglass, Dubois, Edmonston, English, French, Galbreath, Hankins, Happy, Hinshaw, Huey, Lagow, Leary, Linder, McCown, McClernand, Madden,

Marrs, Minor, Moore of McLean, Morton, Naper, Paullen, Rawalt, Reddick, Scarborough, Shields, Stuart, Turley, Turney, Walker of Cook, Walker of Morgan, Webb, Wheeler, Whitten, Wood and Mr. Speaker.—45.

Mr. Shields moved to refer the resolution and proposed amendment to a select committee,

Which was decided in the negative by yeas and nays, as follows, upon the call of Messrs. Minor and Linder, to wit:

In the affirmative,

Messrs. Aldrich, Atwater, Ball, Carpenter, Dawson, Dubois, Dunbar, Galbreath, Hardin, Hunt, Minshall, Moore of St. Clair, Odam, Oneille, Shields, Smith of Madison, Smith of Wabash, Stone, Stuntz, Thompson, Voris, Webb and Witt—23.

In the negative,

Messrs. Able, Barnett, Bently, Cloud, Courtright, Craig, Crain, Cullom, Davis, Dement, Diarman, Dollins, Dougherty, Douglass, Edmonston, Edwards, Elkin, English, French, Green of Clay, Hankins, Happy, Harris, Hinshaw, Hogan, Huey, Lagow, Lane, Leary, Lincoln, Linder, Logan, Lyons, McCown, McMurtry, McClernand, Madden, Marrs, Minor, Moore of McLean, Morton, Murphy of Perry, Murphy of Vermilion, Naper, Paullen, Ralston, Rawalt, Reddick, Stuart, Turley, Turney, Walker of Cook, Walker of Morgan, Watkins, Wheeler, Whitten, Wilson, Wood, and Mr. Speaker—60.

Mr. Lincoln moved to amend the proposed amendment, by striking out the word "organization,"

Which was not agreed to, by yeas and nays as follows, upon the call of Messrs. Cloud and Bently, to wit:

In the affirmative,

Messrs. Aldrich, Ball, Bently, Carpenter, Dawson, Dougherty, Dubois, Dunbar, Edwards, Elkin, Galbreath, Hardin, Hogan, Hunt, Lincoln, Lyons, McMurtry, Minshall, Moore of St. Clair, Murphy of Vermilion, Odam, Oneille, Pace, Reddick, Shields, Smith of Madison, Smith of Wabash, Stuntz, Thompson, Voris, Watkins, Wilson and Witt—34.

In the negative,

Messrs. Atwater, Barnett, Cloud, Courtright, Craig, Crain, Cullom, Davis, Dement, Diarman, Dollins, Douglass, Edmonston, English, French, Green of Clay, Hankins, Happy, Harris, Hinshaw, Lagow, Leary, Linder, McCown, McClernand, Madden, Marrs, Minor, Moore of McLean, Morton, Naper,

Paullen, Ralston, Rawalt, Stuart, Turley, Turney, Walker of Cook, Walker of Morgan, Webb, Wheeler, Whitten, Wood, and Mr. Speaker—44.

Mr. Murphy of Vermilion, moved to amend the amendment, by inserting after the word "that" the following:

"A joint select committee of three on the part of the House and two on the part of the Senate;"

Which was not agreed to, by yeas and nays as follows, upon the call of Messrs. Linder and Dunbar, to wit:

In the affirmative,

Messrs. Aldrich, Atwater, Ball, Bentley, Carpenter, Cullom, Dawson, Dougherty, Dubois, Edwards, Elkin, Green of Clay, Hardin, Hogan, Hunt, Lincoln, Logan, Lyons, McMurtry, Minshall, Moore of St. Clair, Murphy of Vermilion Odam, Oneille, Ralston, Smith of Madison, Smith of Wabash, Stone, Stuntz, Thompson, Voris, Watkins, Webb, Wilson, Witt and Mr. Speaker—37.

In the negative,

Messrs. Barnett, Cloud, Courtright, Craig, Crain, Davis, Dement, Diarman, Dollins, Douglass, Edmonston, English, Enloe, French, Galbreath, Hankins, Happy, Harris, Hinshaw, Lagow, Leary, Linder, McCown, McClernand, Madden, Marrs, Minor, Moore of McLean, Morton, Naper, Pace, Paullen, Rawalt, Reddick, Shields, Stuart, Turley, Turney, Walker of Cook, Walker of Morgan, Wheeler, Whitten and Wood —43.

Mr. Wood moved that the House adjourn,

Which was not agreed to, by yeas and nays as follows, upon the call of Messrs. Linder and Walker of Morgan, to wit:

In the affirmative,

Messrs. Ball, Dawson, Dunbar, Galbreath, McMurtry, Moore of St. Clair, Oneille, Smith of Wabash, Stone, Webb, Wilson and Wood —12.

In the negative,

Messrs. Aldrich, Atwater, Barnet, Bently, Cloud, Courtright, Craig, Crain, Cullom, Davis, Dement, Diarman, Dollins, Dougherty, Douglass, Dubois, Edmonston, Edwards, Elkin, English, Enloe, French, Green of Clay, Hankins, Happy, Hardin, Harris, Hinshaw, Hogan, Hunt, Lagow, Leary, Lincoln, Linder, McCown, McClernand, Madden, Marrs, Minor, Minshall, Moore of McLean, Morton, Murphy of Vermilion, Naper, Odam, Pace, Paullen, Ralston, Rawalt, Reddick, Shield, Smith of Madison, Stuart, Stuntz, Thompson, Turley, Turney, Walker of Cook, Walker of Morgan, Watkins, Wheeler, Whitten, Witt and Mr. Speaker—64.

Mr. McCown moved that the House adjourn,

Which was not agreed to.

Mr. Dubois moved a call of the House, which was sustained by yeas and nays upon the call of Messrs. Dubois and Webb, to wit:

In the affirmative,

Messrs. Aldrich, Barnet, Bently, Capenter, Crain, Cullom, Dawson, Dollins, Dougherty, Douglass, Dubois, Dunbar, Edmonston, Elkin, Galbreath, Green of Clay, Happy, Hardin, Hogan, Hunt, Lane, Lincoln, McCown, McMurtry, Minshall, Moore of St. Clair, Murphy of Vermilion, Odam, Oneille, Pace, Ralston, Rawalt, Reddick, Smith of Madison, Smith of Wabash, Stone, Stuart, Stuntz, Thompson, Watkins, Webb, Wilson, Witt and Wood----44.

In the negative,

Messrs. Atwater, Cloud, Courtright, Craig, Davis, Dement, Diarman, Edwards, English, Enloe, French, Hankins, Harris, Hinshaw, Lagow, Leary, Lincoln, McClernand, Madden, Marrs, Minor, Moore of McLean, Morton, Naper, Paullen, Shields, Turley, Turney, Walker of Cook, Walker of Morgan, Wheeler, Whitten and Mr. Speaker.---32.

The House was then called.

Mr. Leary moved to suspend the further call of the House,

Which was agreed to by yeas and nays as follows, upon the call of Messrs. Murphy of Vermilion and Webb, to wit:

In the affirmative,

Messrs. Able, Atwater, Ball, Barnett, Cloud, Courtright, Craig, Cullom, Davidson, Davis, Dement, Diarman, Dollens, Dougherty, Douglass, Dunbar, Edmonston, Edwards, Elkin, English, Enloe, French, Galbreath, Green of Clay, Hankins, Happy, Hardin, Harris, Hinshaw, Hunt, Lagow, Leary, Linder, Logan, McCown, McMurtry, McClernand, Madden, Marrs, Minor, Morton, Naper, Odam, Oneille, Paullen, Ralston, Rawalt, Scarborough, Shields, Turley, Turney, Walker of Cook, Walker of Morgan, Watkins, Wheeler, and Mr. Speaker—58.

In the negative,

Messrs. Aldrich, Bentley, Carpenter, Crain, Dawson, Dubois, Hogan, Lane, Lincoln, Lyons, Minshall, Moore of McLean, Moore of St. Clair, Murphy of Perry, Murphy of Vermillion, Pace, Reddick, Smith of Madison, Smith of Wabash, Stone, Stuart, Stuntz, Thompson, Webb, Wilson, Witt and Wood —27.

Mr. Linder moved the previous question.

Mr. Dubois moved that the House adjourn until 7 o'clock, P. M.;

Which was not agreed to, by yeas and nays as follows, upon the call of Messrs. Scarborough and Linder, to wit:

In the affirmative.

Messrs. Able, Atwater, Charles, Dougherty, Dubois, Dunbar, Galbreath, Hunt, Logan, Moore of St. Clair, Murphy of Vermilion, Rawalt, Smith of Wabash, Stone, Watkins, and Webb—16.

In the negative,

Messrs. Ball, Barnett, Bentley, Carpenter, Cloud, Courtright, Craig, Crain, Cullom, Davis, Dawson, Dement, Diarman, Dollins, Douglass, Edmonston, Edwards, Elkin, English, Enloe, French, Hankins, Hardin, Harris, Hinshaw, Hogan, Lagow, Lane, Leary, Lincoln, Linder, Lyons, McCown, McMurtry, McClernand, Madden, Marrs, Minor, Minshall, Moore of McLean, Morton, Murphy of Perry, Naper, Odam, Oneille, Pace, Paullen, Ralston, Reddick, Scarborough, Shields, Smith of Madison, Stuart, Stuntz, Thompson, Turley, Turney, Walker of Cook, Walker of Morgan, Wheeler, Whitten, Wilson, Witt, Wood, and Mr. Speaker.—66.

The question was then put,

Shall the main question be now put?

And decided in the affirmative, by yeas and nays as follows, upon the call of Messrs. Hardin and Murphy of Vermilion, to wit:

In the affirmative,

Messrs. Able, Aldrich, Atwater, Barnett, Bently, Cloud, Courtright, Craig, Crain, Davis, Dement, Diarman, Dollins, Dougherty, Douglass, Edmonston, English, French, Hankins, Happy, Harris, Hinshaw, Hogan, Huey, Lagow, Lane, Leary, Lincoln, Linder, Logan, McCown, McMurtry, McClernand, Madden, Marrs, Minor, Moore of McLean, Morton, Murphy of Perry, Naper, Odam, Pace, Paullen, Ralston, Reddick, Scarborough, Shields, Smith of Madison, Turley, Turney, Walker of Cook, Walker of Morgan Wheeler, Whitten, and Wood—55.

In the negative,

Messrs. Ball, Carpenter, Charles, Cullom, Dawson, Dubois, Dunbar, Edwards, Elkin, Galbreath, Hardin, Hunt, Lyons, Minshall, Moore of St. Clair, Murphy of Vermilion, Oneille, Rawalt, Smith of Wabash, Stone, Stuart, Stuntz, Thompson, Voris, Watkins, Webb, Wilson, Witt, and Mr. Speaker—29.

Mr. Webb called for a division of the question.

The question was then taken on striking out, and deter-

mined in the affirmative, by yeas and nays as follows, upon the call of Messrs. Leary and McMurtry, to-wit:

In the affirmative,

Messrs. Able, Aldrich. Atwater, Ball, Barnett, Bently, Carpenter, Charles, Cloud, Courtright, Craig. Crain, Cullom, Davis, Dawson, Dement, Diarman, Dollins, Dougherty, Edmonston, Edwards. Elkin, English, Galbreath. Green of Clay, Hankins, Happy, Hardin. Harris, Hinshaw, Hogan, Huey, Hunt, Lagow, Leary, Lincoln, Linder, Logan, Lyons, McCormick, McCown, McMurtry, McClernand, Marrs, Minor Minshall, Moore of McLean, Moore of St. Clair, Morton, Murphy of Vermilion, Odam, Oneille, Pace, Paullen, Ralston, Rawalt, Reddick, Scarborough, Shields, Smith of Madison. Smith of Wabash, Stone, Stuart, Stuntz, Thompson, Turley, Turney, Walker of Cook, Walker of Morgan, Watkins, Webb, Wheeler, Wilson, Witt, and Mr. Speaker—76.

In the negative,

Messrs. Douglass, Dubois, Dunbar, French, Lane, Madden, Naper, Voris, Whitten, and Wood—10.

The question was then taken upon inserting, and decided in the affirmative, by yeas and nays as follows, upon the call of Messrs. Leary and McMurtry, to wit:

In the affirmative,

Messrs. Able, Aldrich, Ball, Barnett, Carpenter, Cloud, Courtright, Craig, Crain, Davis, Dawson, Dement, Diarman, Dollins, Dougherty, Douglass, Edmonston, Edwards, English, French, Galbreath, Green of Clay, Green of St. Clair, Hankins, Happy, Hardin, Harris, Hinshaw, Hogan, Lagow, Lane, Leary, Linder, Logan, Lyons, McCormick, McMurtry, McClernand, Madden, Marrs, Minor, Minshall, Moore of McLean, Morton, Murphy of Perry, Murphy of Vermilion, Pace, Paullen, Ralston, Rawalt, Reddick, Scarborough, Shields, Smith of Wabash, Stuart, Thompson, Turley, Turney, Walker of Cook, Walker of Morgan, Watkins, Wheeler, Whitten, Wilson, Wood, and Mr. Speaker—66.

In the negative,

Messrs. Atwater, Bently, Charles, Cullom, Dubois, Dunbar, Elkin, Huey, Hunt, Lincoln, McCown, Moore of St. Clair, Naper, Odam, Oneille, Smith of Madison, Stone, Stuntz, Voris, Webb, and Witt—21

And then the House adjourned.

THURSDAY, January 19, 1837.

House met pursuant to adjournment.

A message from the Senate, by Mr. Thomas their Secretary.

Mr. SPEAKER:—The Senate have passed a bill, entitled "An act to organize Henry county:"

And ask the concurrence of the House of Representatives therein.

They have indefinitely postponed the further consideration of the bills from the House of Representatives of the following titles, viz:

"An act for the relief of the minor heirs of James Marshall, deceased."

"An act for the relief of Polly Walters, administratrix, and John Ellis, admistrator of Hiram Walters, dec'd."

They have concurred with the House of Representatives in the adoption of the resolution requesting the public officers to furnish the joint select committee to whom was referred that part of the Governor's message relating to the public buildings, with a full statement of the property, &c. appertaining to the old State House, &c. and ask the concurrence of the House of Representatives in their amendment to said resolution.

They amend by inserting after the word "old State House" in said resolution, the words "and other public buildings."

And then he withdrew.

Another message from the Senate by Mr. Thomas, their Secretary.

Mr. SPEAKER: The Senate have passed bills of the following titles, viz:

"An act to locate a State road from Atlas in Pike county, to the south line of Adams county:"

"An act to vacate part of a State road therein named:" and

"An act to incorporate the towns therein named, and for other purposes:"

In the passage of which several bills they ask the concurrence of the House of Representatives.

And then he withdrew.

The question pending last evening when the House adjourned, being upon the adoption of the substitute to the resolution in relation to the State Bank of Illinois and its branches, again coming up for consideration:

Mr. Dunbar moved the following as a subtitute, to-wit:

Whereas, The people of the State of Illinois are deeply interested in a sound and healthy circulating medium, and in a safe depository of their moneys, and in order to satisfy the most sceptical and to ascertain the constitutionality of the State Bank of Illinois, and its solvency;

Therefore, *Be it resolved by this General Assembly*, That the committees on Finance of both Branches of this General Assembly take such steps as in their wisdom may best be adapted to ascertain those facts, and report to this General Assembly such facts as they may deem interesting to this General Assembly and to the people of this State, touching the constitutionality and solvency of said Bank.

Mr. Murphy of Perry moved to lay said substitute and proposed amendment upon the table.

Message from the Senate by Mr. Thomas, their Secretary.

Mr. Speaker:—The Senate have adopted the following resolutions, and ask the concurrence of the House of Representatives therein, viz:

Resolved by the Senate, (the House of Representatives concurring herein,) That a joint select committee of two on the part of the Senate, and three on the part of the House of Representatives, be appointed, whose duty it shall be, to examine into the condition and financial concerns of the State Bank of Illinois, and whether the Bank has violated its charter, by refusing to redeem its notes in specie, when lawfully required so to do, or whether it has been guilty of any practices contrary to the spirit and letter of its charter, with a view of ascertaining whether the said Bank would be a safe and proper depository for the public moneys of this State; and further, to ascertain the practicability and expediency of the State's subscribing the $100,000 of stock reserved to the State in the charter. The Committee are authorized, should they deem it necessary, to go to said Bank at Springfield, and after having made a full and complete examination in the premises, they shall forthwith make a report of all the facts in relation to the subject referred to them, together with their opinions of the expediency of the State's subscribing for said stock, and of making said Bank a depository of the public money of this State: and for the purpose of perfecting the examination, the said committee may examine witnesses under oath, touching the subject matter referred to in this resolution: and that said committee in-

quire, whether the Bank has loaned money at a rate of interest higher than allowed by their charter.

Resolved, That a joint select committee of one on the part of the Senate, and two on the part of the House of Representives be appointed to enquire into the affairs and condition of the Bank of Illinois located at Shawneetown, and also to examine into the conduct and management of said Bank, with a view to ascertain whether said Bank would be a safe depository of the public moneys of this state, and that said committee make report with convenient despatch, of the facts elicited; and for the further purpose of effecting the object of this resolution, said committee may proceed to Shawneetown, and request said examination of the officers of said Bank.

And then he withdrew.

And then the House adjourned until 2 oclock, P. M.

2 o'clock, P. M.

House met pursuant to adjournment.

Message from the council of Revision by Mr. Owings, their Secretary.

Mr. Speaker:—The Council of Revision have approved of bills of the following titles, viz:

"An act concerning the town of Exeter, in Morgan county:"

"An act to legalize certain process in the 3d and 5th Judicial Circuits:"

An act to legalize the incorporation of Pekin."

"An act to change the name of Free Frank:"

"An act to appoint commissioners to locate a State road from William Crow's to Jacksonville,"

"An act to change the name of the town of Columbia."

"An act to incorporate the Lacon Academy."

"An act to change the name of the town of Liberty."

"An act to incorporate the town of White Hall, and for other purposes."

"An act to locate a State road in the county of Edgar."

"An act to locate a State road from Macomb to the Mississippi river opposite Burlington."

And then he withdrew.

Mr. Speaker laid before the House a communication from the Auditor of Public Accounts in answer to a resolution of this House, inquiring whether the State House, so called, is located upon land belonging to the State of Illinois, or the county of Fayette, &c.

Which was read, and

On motion of Mr. Dement,

Referred to the joint select committee to which was referred the Governor's Message, &c. on the subject of the public buildings, &c.

Mr. Speaker laid before the House another communication from the Auditor of Public Accounts, in answer to a resolution calling upon him for information relative to the amount of the School, College, and Seminary Funds, &c. as follows, to wit:

AUDITOR'S OFFICE, ILLINOIS,
Vandalia, January 18, 1837.

To the Honorable the Speaker of
the House of Representatives:

SIR:—

In compliance with the resolution of the House of Representatives, requesting the Auditor to Report the "amount of the School, College, and Seminary Funds respectively, each including of interest, subject to the control of the Legislature," I have the honor to submit the following statement:

Total amount of the School Fund heretofore received and deposited in the Treasury -	$321,906	75
To which add amount of warrant for this fund, now in the hands of the School Fund Commissioners, and not yet deposited in the Treasury - - - - - -	6,666	66
Total amount of School Fund - -	$238,573	41

Total amount of College Fund heretofore received and deposited in the Treasury -	$46,379 33
To which add amount of warrant for this fund now in the hands of School Fund Commissioners and not yet deposited in the Treasury	1,333 33
Total amount of College Fund - -	$47,712 66
Total amount of Seminary Fund - -	$49,306 25

The above amounts do not include the interest due on the respective funds for the years 1834, '35, and '36, which has been apportioned to the several counties, and consequently not subject to the control of the Legislature.

I am, Sir, your obedient Servant,

LEVI DAVIS, Aud.

Which was read, and,

On motion of Mr. Walker of Morgan,

Laid on the table.

Mr. Turney moved to print 1200 copies of said last read communication;

Which was not agreed to.

On motion of Mr. Linder,

The rule of the House was suspended for the purpose of taking up again for consideration the resolution in relation to the State Bank, &c.

Mr. Linder then moved the previous question.

The question was then taken upon the motion of Mr. Murphy of Perry, to lay said proposed substitute and amendment proposed thereto, upon the table; which was decided in the affirmative by yeas and nays, upon the call of Messrs. Lincoln and Murphy of Vermilion, as follows, viz:

In the affirmative,

Messrs. Able, Aldrich, Atwater, Ball, Bentley, Carpenter, Charles, Craig, Crain, Cullom, Davidson, Dawson, Diarman, Dollins, Dougherty, Dubois, Dunbar, Edwards, Elkin, Enloe, Galbreath, Hardin, Harris, Hogan, Huey, Lane, Leary, Lincoln, Logan, Lyons, McCown, McMurtry, Minshall, Moore of McLean, Moore of St. Clair, Murphy of Perry, Murphy of Vermillion, Odam, Oneille, Pace, Ralston, Rawalt, Reddick, Scarborough, Shields, Smith of Madison, Smith of Wabash, Stone, Stuart, Stuntz, Thompson, Watkins, Webb, Witt and Mr. Speaker—55.

In the negative,

Messrs. Barnett, Cloud, Courtright, Davis, Dement, Douglass, English, French, Hankins, Happy, Hinshaw, Lagow, Linder, McCormick, McClernand, Madden, Marrs, Minor, Morton, Naper, Paullen, Turley, Turney, Walker of Cook, Walker of Morgan, Wheeler, Whitten, and Wood—28.

The bills from the Senate, entitled,

"An act to locate a State road from Enterprise in La Salle county, to Knoxville in Knox county:"

"An act to locate a State road from Windsor to Bloomington:"

Were severally read the first time, and

Ordered to a second reading.

The bill from the Senate, entitled

"An act to incorporate Knox Manual Labor College:"

Was read the first time, and

Ordered to a second reading.

On motion of Mr. Hardin,

The rule of the House was dispensed with and said bill was now read the second time by its title, and

On the further motion of Mr. Hardin,

Referred to the committee on Corporations.

Message from the Senate by Mr. Thomas, their Secretary.

Mr. Speaker,

The Senate have passed a bill of the following title, viz:

"An act for erecting a Recorder's and Clerk's Office in Sangamon county:"

And ask the concurrence of the House of Representatives therein.

And then he withdrew.

The bill from the Senate, entitled

"An act to review and re-locate a State road from opposite Naples, to Centreville in Adams county,"

Was read the first time, and

Ordered to a second reading.

On motion of Mr. Ralston,

The rule of the House was dispensed with,

And said bill was now read a second time by its title, and

On the further motion of Mr Ralston,

Referred to a select committee.

Ordered, That Messrs. Ralston, Minshall and Wheeler, be that committee.

The bills from the Senate, entitled

"An act concerning a State road from Albion to Mayville."

"An act to locate a State road from Ottawa to Grandatau, and thence north to intersect a State road from Peoria to Galena."

"An act to authorize George W. Dole and others to build a toll bridge across Little Calumet:" and

"An act to organize Henry county,"

Were severally read the first time, and

Ordered to a second reading.

The bill from the Senate entitled

"An act to locate a State road from Henderson in Knox county, to Morristown in Henry county,"

Was read the first time, and

Ordered to a second reading, and

On motion of Mr. McMurtry,

Read a second time by its title, and

On the further motion of Mr. McMurtry,

Referred to a select committee.

Ordered, That Messrs. McMurtry, Edmonston and Charles, be that committee.

The Senate's amendments to the bill from the House of Representatives, entitled

"An act to locate and establish a State road from the State line of Indiana to Cat-fish Point, in the county of Edgar,"

Was read.

On motion of Mr. Dunbar,

Said bill and amendments, were referred to a select committee.

Ordered, That Messrs. Dunbar, French and Marrs, be that committee.

The bill from the Senate, entitled

"An act to incorporate the Mississippi and Illinois Canal company,"

Was read the first time, and

Ordered to a second reading.

On motion of Mr. Lane,

Said bill was read the second time by its title, and

On motion of Mr. Witt,

Referred to the committee on Corporations.

The bill from the Senate, entitled

"An act to incorporate the Mississippi and Illinois Rail road company,"

Was read the first time, and
Ordered to a second reading.
On motion of Mr. McMurtry,
Said bill was now read the second time by its title: and
On his further motion,
Referred to the committee on Corporations.
The bill from the Senate, entitled
"An act changing part of the State road from Liberty to Tremont,"
Was read the first time, and
Ordered to a second reading.
On motion of Mr. Stuart,
Said bill was now read the second time by its title, and
On his further motion,
Referred to a select committee.
Ordered, That Messrs. Stuart, Cullom and Moore of McLean, be that committee.
The bill from the Senate, entitled
"An act to incorporate the Hanover College, in Tazewell county,"
Was read the first time, and
Ordered, to a second reading.
On motion of Mr. Walker of Morgan,
Said bill was now read the second time by its title.
Mr. Stuart moved to refer said bill to a select committee.
Mr. Walker of Morgan, moved to refer said bill to the committee on Corporations.
Mr. Stuart's motion was put and agreed to.
Ordered, That Messrs. Stuart, Walker of Morgan, and Oneille, be that committee.
The amendment of the Senate to the resolution from the House of Representatives, relative to the materials of, and money for which, the old State House &c., was sold &c., was read and concurred in.
Ordered That the Clerk inform the Senate thereof.
The resolutions from the Senate, relative to an inquiry into the affairs, condition, and financial concerns of the State Bank of Illinois, and the Bank of the State of Illinois located at Shawnetown, &c.
Were read.
Mr. English moved to amend the first resolution, as follows, viz:
"Insert after the word "appointed" in the fifth line:

"1st. *Provided however*, that no one shall be appointed on said committee who is a President, Director, Agent, Counsel, or Stockholder, of the State Bank of Illinois, or its branches."

2. Insert after the word charter, in the 8th line, the following: "in the organization of the State Bank or its branches,"

3. "And also into the conduct of the officers connected with said Bank and branches," or

4. Insert the word "and branches," after the word "State Bank" in the 7th line.

Mr. Dougherty moved the previous question.

Mr. Lincoln called for a division of the question, so as to take the vote on the first portion of the amendment.

The question was then taken upon the first portion of the amendment, and decided in the affirmative by yeas and nays, upon the call of Messrs. Douglass and Paullen, as follow, viz:

In the affirmative,

Messrs. Able, Atwater, Ball, Barnett, Bentley, Carpenter, Charles, Cloud, Courtright, Craig, Crain, Cullom, Davidson, Davis, Dawson, Dement, Diarman, Dollins, Douglass, Dubois, Dunbar, Edmonston, Edwards, Elkin, English, Enloe, French, Galbreath, Green of Clay, Hankins, Happy, Hardin, Harris, Hinshaw, Hogan, Huey, Lagow, Lane, Leary, Lincoln, Logan, McCormick, McCown, McMurtry, McClernand, Marrs, Minor, Minshall, Moore of McLean, Moore of St. Clair, Morton, Murphy of Perry, Murphy of Vermilion, Odam, Oneille, Pace, Paullen, Ralston, Rawalt, Reddick, Shields, Smith of Madison, Smith of Wabash, Stone, Stuart, Stuntz, Thompson, Turley, Turney, Walker of Cook, Walker of Morgan, Watkins, Webb, Wheeler, Whitten, Wilson, Witt, Wood and Mr. Speaker—79.

In the negative,

Messrs. Aldrich, Dougherty and Naper—3.

Mr. Shields called for a further divisision of the question, upon the proposed amendment.

The question was then taken upon the second portion of said amendment, and decided in the negative, by yeas and nays as follows, viz:

In the affirmative,

Messrs. Barnett, Cloud, Courtright, Craig, Cullom, Davis, Dement, Diarman, Dollins, Douglass, Edmonston, English, French, Hankins, Happy, Harris, Hinshaw, Huey, Lagow, Leary, McClernand, Marrs, Minor, Morton, Paullen, Stuart, Turley, Turney, Walker of Cook, Walker of Morgan, Webb, Wheeler, Whitten, Wood and Mr. Speaker—35.

In the negative,

Messrs. Able, Aldrich, Atwater, Ball, Bently, Carpenter, Charles, Crain, Davidson, Dawson, Dougherty, Dubois, Dunbar, Edwards, Elkin, Enloe, Galbreath, Green of Clay, Hardin, Hogan, Lane, Lincoln, Logan, McCormick, McCown, McMurtry, Minshall, Moore of McLean, Moore of St. Clair, Murphy of Perry, Murphy of Vermilion, Naper, Odam, Oneille, Pace, Ralston, Rawalt, Reddick, Shields, Smith of Madison, Smith of Wabash, Stone, Stuntz, Thompson, Watkins, Wilson, and Witt—47.

The question was then taken upon inserting the third portion of said amendment, and decided in the affirmative by yeas and nays as follows, viz:

In the affirmative,

Messrs. Atwater, Ball, Cloud, Courtright, Craig, Cullom, Davidson, Davis, Dement, Diarman, Dollins, Douglass, Edmonston, Edwards, Elkin, English, French, Green of Clay, Hankins, Happy, Hardin Harris, Hinshaw, Lagow, Leary, McCormick, McMurtry, McClernand, Marrs, Minor, Moore of McLean, Morton, Murphy of Perry, Murphy of Vermilion, Odam, Paullen, Ralston, Rawalt, Reddick, Shields, Stone, Stuart, Turley, Turney, Walker of Cook, Walker of Morgan, Watkins, Webb, Wheeler, Whitten, Witt, Wood and *Mr.* Speaker.---53.

In the negative,

Messrs. Able, Aldrich, Barnet, Bently, Capenter, Charles, Crain, Dawson, Dougherty, Dubois, Dunbar, Enloe, Galbreath, Hogan, Huey, Lane, Lincoln, Logan, McCown, Minshall, Moore of St. Clair, Oneille, Pace, Smith of Madison, Smith of Wabash, Stuntz, Thompson, and Wilson----28.

The question was then taken upon the 4th portion of said amendment, and decided in the affirmative, by yeas and nays as follows, viz:

In the affirmative,

Messrs. Able, Aldrich, Atwater, Ball, Barnett, Bently, Carpenter, Charles, Cloud, Courtright, Craig, Crain, Cullom, Davidson, Davis, Dawson, Dement, Diarman, Dollins, Douglass, Dunbar, Edmonston, Edwards, Elkin, English, Enloe, French, Galbreath, Green of Clay, Hankins, Happy, Hardin, Harris, Hinshaw, Huey, Lagow, Lane, Leary, Lincoln, Logan, McMurtry, McClernand, Marrs, Minor, Minshall, Moore of McLean, Morton, Murphy of Perry, Murphy of Vermilion, Odam, Paullen, Rawalt, Reddick, Shields, Smith of Madison, Stone, Stuart, Thompson, Turley, Turney, Walker of Cook, Walker of Morgan, Watkins, Wheeler, Whitten, Wilson, Witt, Wood, and Mr. Speaker---69.

In the negative,

Messrs. Dubois, Hogan, *Mc*Cormick, McCown, Moore of St. Clair, Oneille, Pace, Ralston, Smith of Wabash, Stuntz, and Webb—11.

Mr. Turney moved that the House adjourn,
Which was not agreed to.
The question was then put,
Shall the main question be now put?
And decided in the affirmative.

Mr. Odam called for a division of the question, so as to take the question upon each resolution separately.

The question was then taken upon the first resolution as amended, and decided in the affirmative, by yeas and nays, upon the call of Messrs. Dougherty and Galbreath, as follows, viz:

In the affirmative,

Messrs. Able, Aldrich, Atwater, Ball, Bentley, Carpenter, Charles, Craig, Crain, Cullom, Davidson, Davis, Dawson, Dement, Diarman, Dollins, Dougherty, Douglass, Dubois, Dunbar, Edmonston, Edwards, Elkin, English, Enloe, French, Galbreath, Green of Clay, Hankins, Happy, Hardin, Harris, Hinshaw, Hogan, Lagow, Lane, Leary, Logan, McCormick, McMurtry, McClernand, Marrs, Minor, Minshall, Moore of McLean, Moore of St. Clair, Morton, Murphy of Perry, Murphy of Vermilion, Odam, Oneille, Paullen, Ralston, Rawalt, Reddick, Shields, Smith of Madison, Smith of Wabash, Stone, Stuart, Stuntz, Thompson, Turley, Walker of Cook, Watkins, Wheeler, Wilson, Witt, Wood, and Mr. Speaker.—70.

In the negative,

Messrs. Barnett, Cloud, Courtright, Lincoln, McCown, Pace, Turney, Walker of Morgan, Webb, and Whitten,—10.

The question was then taken upon the second resolution, and decided in the affirmative, by yeas and nays as follows, viz:

In the affirmative,

Messrs. Able, Atwater, Bentley, Charles, Craig, Crain, Dawson, Dement, Diarman, Dollins, Dougherty, Douglass, Dubois, Edmonston, Enloe, Galbreath, Green of Clay, Hankins, Happy, Hardin, Harris, Hogan, Leary, Logan, McMurtry, McClernand, Minshall, Moore of McLean, Morton, Murphy of Perry, Murphy of Vermilion, Paullen, Rawalt, Smith of Madison, Smith of Wabash, Stuart, Stuntz, Thompson, Turney, Watkins, Wheeler, Whitten, Wilson, Wood, and Mr. Speaker—44.

In the negative,

Messrs. Aldrich, Ball, Barnett, Carpenter, Cloud, Court-

right, Cullom, Davidson, Davis, Dubois, Edwards, Elkin, English, French, Hinshaw, Lagow, Lane, Lincoln, McCormick, McCown, Marrs, Minor, Moore of St. Clair, Oneille, Pace, Ralston, Reddick, Shields, Stone, Turley, Walker of Cook, Walker of Morgan, Webb, Whitten, and Witt—35.

Ordered, That the Clerk inform the Senate thereof, and ask their concurrence in the amendment of the House to the first of said resolutions.

And then the House adjourned.

FRIDAY, January 20, 1837.

House met pursuant to adjournment.

Mr. Dawson, from the committee on Enrolled Bills, reported as correctly enrolled bills of the following titles, viz:

"An act to locate a State road from Vandalia to Alton:" and "An act to amend an act to license and regulate taverns."

Mr. McCown presented the petition of sundry citizens of White county, in relation to the navigation of the Little Wabash river,

The reading of which was,

On his motion,

Dispensed with, and

Referred to the committee on Internal Improvements.

Mr Elkin presented the petitions of sundry citizens of Sangamon county, praying the alteration of a certain State road therein named,

Which was read, and

On his motion,

Referred to a select committee.

Ordered, That Messrs. Elkin, Davidson and Edwards, be that committee.

Mr. Lyons presented the petitions of sundry citizens of

Champaign county, for an alteration of a certain State road,
The reading of which was
On his motion,
Dispensed with, and
Referred to the committee on Petitions.

Mr. Craig presented the petition of sundry citizens of Jo Daviess county, for

"An act incorporating a Rail road company, from Galena north to the State line,"

The reading of which was,
On his motion,
Dispensed with, and
The same referred to a select committee.

Ordered, That Messrs. Craig, Charles and Hankins be that committee.

Mr. Dougherty from the committee on the Judiciary, reported a bill, for

"An act authorizing suits against persons whose names are unknown in certain cases,"

Which was read the first time, and
Ordered to a second reading.

Mr. Dougherty from the committee on the Judiciary, to which was referred the bill from the Senate, entitled

"An act for the benefit of the heirs of William Rowton,"

Reported the same back to the House without amendment, and recommended a rejection of said bill.

On the question shall said bill be read a third time ?
It was decided in the negative.
Ordered, That the Clerk inform the Senate thereof.

Mr. Craig from the select committee to which was referred the bill, for

"An act forming additional Judicial Districts;"

Reported the same back to the House with an amendment,
Which was read.

Mr. Leary moved to amend the amendment proposed by the select committee, by striking out the word "seventh," and inserting the word "sixth;" and by striking out the words, "Vermilion and Champaign."

Mr. Leary called for a division of the amendment proposed by himself, to the proposed amendment of the select committee, so as to take the question on each clause separately.

The question was then taken upon striking out "seventh," and inserting "sixth," and decided in the negative.

The question was then taken upon striking out "Vermilion and Champaign,"

And decided in the affirmative.

The question was then taken upon concurring in the amendment of the select committee, as amended,

And decided in the affirmative.

The bill was then ordered to be engrossed for a third reading.

Mr. Walker of Morgan, from the select committee, to which was referred a certain petition, reported a bill, for

"An act to incorporate the Beardstown improvement company,"

Which was read the first time, and

Ordered to a second reading.

A message from the Senate, by Mr. Thomas their Secretary.

Mr. Speaker:—The Senate have concurred with the House of Representatives, in their amendments to the resolutions from the Senate, relative to the State Bank and branches, and the Bank of Illinois at Shawneetown."

And then he withdrew.

Mr. Moore of St. Clair, from the select committee to which was referred the bill, for

"An act to amend the several acts relating to the Attorney General and States Attorneys,"

Reported the same back to the House without amendment and recommended a rejection of the bill.

On the question,

Shall said bill be engrossed and read a third time?

It was decided in the negative.

Mr. Reddick from the select committee to which was referred the bill, for

"An act to re-locate the seat of justice of Clark county,"

Reported back to the House a substitute,

Which was read, and concurred in.

Ordered to be engrossed for a third reading.

Message from the Senate by Mr. Thomas, their Secretary.

Mr. Speaker: The Senate have passed bills of the following titles, viz:

"An act to locate a State road therein named."

"An act to protect the Canal lands against trespassers."

"An act to incorporate the Pike county Mutual Fire Insurance company," and

"An act to authorize Lyman Wooster and Asher Holmes, to build a mill dam across the Kankakee river."

In the passage of which several bills they ask the concurrence of the House of Representatives.

They have concurred with the House of Representatives in the passage of the bill, entitled

"An act for a State Road from Peoria in Peoria county, to Quincy in Adams county,"

As amended by them;

And ask the concurrence of the House of Representatives in their amendment to said bill.

And then he withdrew.

Mr. McClernand, from the select committee to which was referred the report, resolutions, Governor's communication and accompanying documents, &c. on the subject of domestic slavery, &c. reported the same back to the House with an amendment to each of the resolutions;

Which were read.

Mr. Shields called for a division of the question, so as to take the question upon the proposed amendment to the first resolution.

The question was then taken upon the proposed amendment to the first resolution;

And agreed to.

Mr. Galbreath called for a division of the question upon the amendment proposed to each resolution separately.

The question was then taken upon the amendment proposed to the second resolution:

And agreed to.

Mr. Shields called for a division of the question, so as to take the question upon the first and second clauses of the amendment proposed to the third resolution.

Mr. Lincoln moved to amend the second clause of the amendment proposed by the select committee to the third resolution by inserting after the word "Congress," the following viz:

"Unless the people of the said District petition for the same:"

Which was not agreed to.

Mr. Edwards moved to amend the same clause by inserting after the word "unwise," the word "unconstitutional."

Mr. Smith, of Wabash, moved to lay said resolution and proposed amendments upon the table;

Which was not agreed to.

The question was then taken upon inserting the word "unconstitutional," after the word "unwise;" and decided in the negative by yeas and nays, upon the call of Messrs. Cloud and Bently, as follows, viz:

In the affirmative,

Messrs. Carpenter, Edwards, French, Hankins, Lane, and McMurtry—6.

In the negative,

Messrs. Able, Aldrich, Atwater, Ball, Barnett, Bently, Cloud, Courtright, Craig, Crain, Cullom, Davidson, Davis, Dawson, Dement, Diarman, Dollins, Dougherty, Douglass, Dubois, Edmonston, Elkin, English, Galbreath, Green of St. Clair, Happy, Hardin, Harris, Hinshaw, Hogan, Huey, Hunt, Lagow, Leary, Lincoln, Logan, Lyons, McCormick, McCown, McClernand, Marrs, Minor, Minshall, Moore of McLean, Moore of St. Clair, Morton, Murphy of Perry, Murphy of Vermilion, Naper, Odam, Oneille, Pace, Paullen, Ralston, Rawalt, Reddick, Scarborough, Shields, Smith of Madison, Smith of Wabash, Stone, Stuntz, Thompson, Turley, Turney, Voris, Walker of Cook, Walker of Morgan, Watkins, Webb, Wheeler, Whitten, Wilson, Witt, Wood, and Mr. Speaker—56.

On motion of Mr. Douglass,

The first clause of the amendment, proposed by the select committee to the third resolution, was amended by inserting after the word "State," the words "other than that in which the slavery exists."

Mr. Shields then withdrew his call for any further division.

The question was then taken upon the amendment, proposed to the third resolution, as amended;

And agreed to.

Mr. Shields moved to amend the amendment proposed to the fourth resolution, by striking out the word "Report;"

Which was not agreed to.

The question was then taken upon the amendment proposed by the select committee to the fourth resolution;

And agreed to.

The question was then taken upon the adoption of the resolutions, as amended; and decided in the affirmative by yeas

and nays, upon the call of Messrs. Hardin and Walker of Morgan, as follows, viz:

In the affirmative,

Messrs. Able, Aldrich, Atwater, Ball, Barnett, Bently, Carpenter, Cloud, Courtright, Craig, Crain, Cullom, Davidson, Davis, Dawson, Dement, Diarman, Dollins, Dougherty, Douglass, Dubois, Edmonston, Edwards, Elkin, English, Enloe, French, Galbreath, Green of St. Clair, Hankins, Happy, Hardin, Harris, Hinshaw, Hogan, Huey, Hunt, Lagow, Lane, Leary, Logan, McCown, McMurtry, McClernand, Madden, Marrs, Minshall, Moore of McLean, Moore of St. Clair, Morton, Murphy of Perry, Naper, Odam, Oneille, Pace, Ralston, Rawalt, Reddick, Scarborough, Shields, Smith of Madison, Smith of Wabash, Stuntz, Thompson, Turley, Turney, Voris, Walker of Cook, Walker of Morgan, Watkins, Webb, Wheeler, Whitten, Wilson, Witt, Wood, and Mr. Speaker —77.

In the negative,

Messrs. Lincoln, McCormick, Minor, Murphy of Vermilion, Paullen, and Stone—6.

Ordered, That the Clerk inform the Senate thereof, and ask their concurrence therein.

On motion of Mr. Hogan,

The bill, entitled

"An act to establish and maintain a general system of Internal Improvements,"

Some days since laid upon the table,

Was now taken up for consideration.

On motion of Mr. Smith of Wabash,

The rule of the House was dispensed with, and said bill was now read the second time by its title, and,

On motion of Mr. Hogan,

Referred to the committee on Internal Improvements.

And then the House adjourned until 2 o'clock, P. M.

2 o'clock, P. M.

House met pursuant to adjournment.

The engrossed bills, entitled

"An act authorizing the school commissioners of the county of Cook, to pay over to the Commissioners of the county of Will her proportion of the school fund."

"An act declaring a road therein named a State road."

"An act to locate a State Road from Shelbyville in Shelby county, via Urbanna in Champaign county, to intersect the State Road leading from Danville to Chicago;"

"An act to locate a State Road from Shokokon in Warren county, to Rushville in Schuyler county."

"An act to locate a State Road from Shelbyville in Shelby county, to county line of Fayette county."

"An act to re-locate part of a State road therein named."

"An act to incorporate the Jacksonville Mechanics' Union."

"An act for the benefit of James N. Clark, administrator of the estate of Benjamin A. Clark, deceased."

"An act to locate a State road from Hennepin by Pekin to Springfield."

"An act to locate a State road from Peoria in Peoria county, to Knoxvile in Knox county, and for other purposes."

"An act authorizing James Jessup to build a bridge across Skillet Fork."

"An act to incorporate the Granville academy,"

"An act to change a part of the road from Shelbyville to the Wabash:"

"An act to incorporate the Jerseyville Hotel company."

"An act to locate a State road from Charleston to Springfield."

"An act for the relief of the infant heirs of Ezekiel Good, deceased."

"An act to incorporate the White Hall and Albany Turnpike road company."

"An act to incorporate the Stonington College of Illinois;"

"An act to amend an act entitled an act for the limitation of actions and for avoiding vexatious law suits." And

"An act for the relief of William Butler,"

Were severally read the third time, and passed.

Ordered, That the title of the bills be as aforesaid, that the Clerk carry said bills to the Senate, and ask their concurrence therein.

The bill from the Senate, entitled

"An act to continue the State Road from Shawneetown in Gallatin county, to Chicago in Cook county,"

Was read the third time, and passed as amended.

Ordered, That the title of the bill be as aforesaid, that the Clerk carry said bill to the Senate, and ask their concurrence in the amendment of the House to said bill.

The engrossed bill, entitled,

"An act to locate a State Road from Charleston in Coles county, to Urbanna in Champaigne county,"

Was read the third time, and,

On motion of Mr. Dunbar,

Referred to a select committee.

Ordered, That Messrs. Dunbar, Hucy, and Lyons be that committee.

The engrossed bill, entitled

"An act to locate a State Road from Warsaw in Hancock county, to Peoria in Peoria county:"

Was read the third time, and,

On motion of Mr. Rawalt,

Referred to a select committee.

Ordered, That Messrs. Rawalt, Wilson, and Harris be that committee.

On motion of Mr. Moore of St. Clair,

The bill, entitled

"An act to incorporate the Madison and St. Clair canal company,"

Was referred to the committee on Corporations.

Mr. Wheeler gave notice that on Monday next, or some day thereafter, he should ask leave to introduce bills of the following titles, viz:

"An act to simplify the mode of pleading in the circuit court, and to have a supreme court holden in each Judicial circuit." And

"An act to change the time of holding the circuit court in Pike county."

The bill from the Senate, entitled

"An act to incorporate the Griggsville Female Academy,"

Was read the second time by its title, and

On motion of Mr. Ralston,

Referred to the committee on Corporations.

The bill from the Senate, entitled

"An act to vacate part of a State Road, leading from Rushville in Schuyler county to Commerce in Hancock county,"

Was read the second time by its title, and

Qrdered to a third reading.

The bill from the Senate, entitled

"An act to alter and amend an act relating to the Gallatin Saline, and the lands belonging to the same," approved January 16th, 1836,

Was read the second time by its title, and

On motion of Mr. Watkins,

Referred to a select committee.

Ordered, That Messrs. Watkins, Wood, and Lincoln be that committee.

The bill from the Senate, entitled

"An act forming a justice's district in the county of Edgar,"

Was read the second time by its title, and

On motion of Mr. Dubois,

Referred to a select committee.

Ordered, That Messrs. Dubois, Minor, and Odam be that committee.

Mr. Dougherty gave notice that on Monday next, or some day thereafter, he should ask leave to introduce bills of the following titles, viz:

"An act permanently establishing the northern boundary line of Union county."

"An act to incorporate the Jonesborough and Mississippi Rail Road Company."

"An act to review and re-locate a part of the State Road, leading from Frankfort to Jonesborough."

"An act to review and re-locate a part of the State road, leading from Jonesborough to the mouth of the Ohio river."

Mr. Paullen gave notice that on Monday next, or some day thereafter, he should ask leave to introduce a bill for

"An act for a State road from Griggsville, via Portland, to Joshua Hank's in Greene county."

Mr. Wilson gave notice that on Monday next, or some convenient day thereafter, he should ask leave to introduce a bill for

"An act to incorporate the Athens Female Academy."

The bill for

"An act amending an act entitled an act supplemental to the act entitled an act concerning Justices of the Peace and Constables, passed February 3d, 1827,"

Was read the second time, and

On motion of Mr. Dawson,
Referred to a select committee.
Ordered, That Messrs. Dawson, McCown, and Douglass be that committee.
The bills for
"An act to locate a State road."
"An act to locate a certain State Road." And
"An act to locate a State Road from Fairfield in Adams county, to Monmouth in Warren county."
Were severally read the second time, and
Ordered to be engrossed for a third reading.
The bill, for
"An act to establish a State Road from Danville to Ottawa;"
Was read the second time by its title, and,
On motion of Mr. Murphy of Vermilion,
Referred to a select committee.
Ordered, That Messrs. Murphy of Vermilion, Moore of McLean, and Madden be that committee.
The bill for
"An act declaring Skillet Fork a navigable stream,"
Was read the second time by its tile, and,
On motion of Mr. Turney,
Referred to a select committee.
Ordered, That Messrs. Turney, Davidson, and Pace be that committee.
The bill for
"An act to incorporate the Essex Steam Mill Company,"
Was read the second time by its title, and
On motion of Mr. Dubois,
Referred to the committee on Corporations.
The bill for
"An act to incorporate the Danville and Covington Rail Road Company,"
Was read the second time by its title, and
On motion of Mr. Murphy of Vermilion,
Referred to the committee on Corporations.
Mr. Murphy, of Vermilion, gave notice that he should on Monday next, or some day thereafter, ask leave to introduce a bill for
"An act to vacate a part of the plat of McRoberts' and Walker's addition to the town of Danville."
Mr. Smith of Madison, gave notice that he should, on Monday next, or some day thereafter, ask leave to introduce a bill for

"An act to amend an act entitled an act regulating the salaries, fees, and compensation of the several persons therein mentioned, approved February 19th, 1827."

Mr. Aldrich gave notice, that he should on Monday next, or some day thereafter, ask leave to introduce a bill for

"An act to incorporate the Shokokon and Rushville Rail Road Company."

And then the House adjourned.

SATURDAY, January 21, 1837.

House met pursuant to adjournment.

Message from the Senate by Mr. Thomas, their Secretary.

Mr. SPEAKER:—The Senate have, in conformity with the joint resolution of the Senate and House of Representatives, appointed Messrs. Servant and Whiteside of Monroe, the committee on their part, to examine into the condition and affairs of the State Bank of Illinois and its branches; and have also, in pursuance of said resolutions, appointed Mr. Gatewood the committee on their part to examine into the condition, &c. of the Bank of Illinois at Shawneetown.

And then he withdrew.

The Speaker appointed Messrs. French, Cloud and Dougherty, the committee on the part of the House, to investigate, &c. of the State Bank of Illinois and branches; also, Messrs. Webb and Scarborough, the committee on the part of the House, to examine into the condition of the Bank of Illinois at Shawneetown.

Mr. Dawson from the Committee on Enrolled Bills, reported that they had this day laid before the Council of Revision bills of the following titles, viz:

"An act to locate a State road from Vandalia to Alton," and

"An act to licence and regulate taverns."

Mr. Atwater presented the remonstrance of sundry citizens Putnam county to a division of said county,

The reading of which was,

On his motion,

Dispensed with, and
Referred to the committee on Petitions.
Mr. Dougherty from the committee on the Judiciary, to which was referred the bill for
"An act to incorporate the town of Grafton,"
Reported the same without amendment,
And asked to be discharged from the further consideration of the subject,
Which was granted.
On motion of Mr. Dougherty,
The bill was then referred to the committee on Corporations.

Mr. Douglass from the committee on Petitions, to which was referred a certain petition, reported a bill, for
"An act to alter a part of the State road from Gilead in Calhoun county, to Rushville in Schuyler county,"
Which was read the first time, and
Ordered to a second reading.
On motion of Mr. Lane,
The rule of the House was dispensed with and the bill read the second time by its title, and,
Ordered to be engrossed for a third reading.
Mr. McMurtry, from the select committee to which was referred the bill from the Senate, entitled
"An act to locate a State road from Henderson, in Knox county, to Morristown in Henry county,"
Reported the same with an amendment,
Which was read and concurred in.
The bill was then ordered to a third reading as amended.
Mr. McMurtry from the select committee, to which was referred a certain petition, reported a bill, for
"An act to establish a State road from Peoria to Hendersonville,"
Which was read the first time, and
Ordered to a second reading.
On motion of Mr. Voris,
The rule of the House was dispensed with,
And said bill was read a second time by its title, and
Ordered to be engrossed for a third reading.
Mr. Hardin from the select committee to which was referred a bill, entitled
"An act authorizing the election of additional Notaries

Public, Justices of the Peace, Constables and Surveyors, in Madison county;"

Reported the same with an amendment,

Which was read and concurred in.

Ordered, to be engrossed for a third reading.

Mr. Ralston from the select committee, to which was referred the bill from the Senate, entitled

"An act to review and re-locate a State road from opposite Naples, to Centreville in Adams county,"

Reported the same without amendment, and recommended its passage.

The bill was then ordered to a third reading.

Mr. Wilson from the select committee, to which was referred the bill, entitled

"An act to locate a State road from Galena to Beardstown, and from Knoxville to Springfield;"

Reported the same with amendments,

Which were read and concurred in.

The bill was then ordered to be engrossed for a third reading.

Mr. Shields from the select committee, to which was referred the bill from the Senate, entitled

"An act to incorporate the Kaskaskia Bridge Company,"

Reported the same back to the House with sundry amendments,

Which were read and concurred in.

The bill then passed.

Ordered, That the title of the bill be as aforesaid; that the Clerk inform the Senate thereof, and ask their concurrence therein.

Mr. Leary from the select committee, to which was referred the bill from the Senate, entitled

"An act to change the corporate powers of the town of Galena,"

Reported the same with sundry amendments,

Which were read and concurred in.

Mr. Watkins from the select committee, to which was referred the bill from the Senate, entitled

"An act to alter and amend an act relating to the Gallatin Saline, and the lands belonging to the same," approved, January 16th, 1836,

Reported the same without amendment, and recommended its passage.

The bill was then ordered to a third reading.

Mr. Dunbar from the select committee, to which was referred the engrossed bill, entitled

"An act to locate a State road from Charleston in Coles county, to Urbanna in Champaign county,"

Reported the same with amendments,

Which were read and concurred in.

The bill then passed.

On motion of Mr. Dunbar,

The title was amended, by striking out "Urbanna," and inserting "Byron."

Ordered, That the title of the bill be as amended, that the Clerk inform the Senate thereof and ask their concurrence therein.

Mr. Galbreath from the select committee, to which was referred a certain petition reported a bill, for

"An act to locate a State road from Quincy in Adams county, to Philip's Ferry in Pike county:"

Which was read the first time, and

Ordered to a second reading.

On motion of Mr. Hardin,

The rule of the House was dispensed with, and said bill read the second time by its title, and

Ordered to be engrossed for a third reading.

Mr. Stone, from the select committee to which was referred a certain petition, reported a bill for

"An act to alter and re-locate a part of the State Road, leading from Jacksonville to Springfield:"

Which was read the first time and

Ordered, to a second reading.

On motion of Mr. Morton,

The rule of the House was dispensed with, and the bill read a second time by its title, and

On motion of Mr. Elkin,

Said bill was referred to a select committee.

Ordered, That Messrs. Elkin, Walker of Morgan, and Crain be that committee.

Mr. Hardin, from the select committee to which was referred certain petitions, reported a bill for

"An act to incorporate the Quincy, Jacksonville, and Springfield Turnpike Company;"

Which was read the first time, and

Ordered to a second reading.

On the further motion of Mr. Morton,

The rule of the House was dispensed with and said bill read the second time by its title, and

On the further motion of Mr Morton,

Referred to a select committee.

Ordered, That Messrs. Morton, Hardin, and Diarman be that committee.

Mr. Douglass ftom the sclect committee to which was referred a bill, entitled

"An act to construct a rail road from Naples to Jacksonille,"

Reported a substitute, which was read and concurred in.

Mr. Smith of Wabash moved to strike out the last section of the bill.

Mr. Craig moved to amend the amendment, by striking out the last section of the bill, and inserting the following, to wit:

"The Legislature reserve the power, two-thirds of each House concurring, to repeal, alter, or amend this act,"

When,

On motion of Mr. Webb,

Said bill was referred to the committee on Corporations.

And then the House adjourned until 2 oclock, P. M.

2 o'clock, P. M.

House met pursuant to adjournment.

Mr. Thompson gave notice that he should on Monday next, or some day thereafter, ask leave to introduce a bill, for

"An act to locate a State road, leading from Chester in Randolph county, by Evansville, to Waterloo, in Monroe county."

Also—That on Tuesday next, or some day thereafter, he should ask leave to introduce a bill, for

"An act for the relief of the infant heirs of John Thompson deceased."

Mr. Leary gave notice that he should on Tuesday next, or some convenient day thereafter, ask leave to introduce bills of the following import, to wit:

"An act to locate a State road from the town of Juliet, in Will county, to the south end of Blackstone's Grove, thence to Thornton, thence to the State line, to intersect the State road leading to Michigan city."

Also,

"An act to locate a State road, commencing from the south end of the Bridge across Stony Creek, in Cook county, thence to Thornton, thence to Bebee's Grove, so as to intersect the State road leading to Logansport at the State line."

Mr. Ball gave notice that he should on Monday next, or some day thereafter, ask leave to introduce a bill for

"An act declaring a certain road a State road, and for other purposes."

The bill from the Senate, entitled

"An act to incorporate the towns therein named, and for other purposes,"

Was read the first time, and

Ordered to a second reading.

On motion of Mr. Lane,

The rule of the House was dispensed with, and said bill read a second time by its title, and

On motion of Mr. McMurtry,

The bill was referred to a select committee.

Ordered, That Messrs. McMurtry, Naper, and Odam be that committee.

The bill from the Senate, entitled

"An act to vacate part of a State road therein named,"

Was read the first time, and

Ordered to a second reading.

On motion of Mr. Dunbar,

The rule of the House was dispensed with, and said bill read the second time by its title, and

Ordered to a third reading.

The bill from the Senate, entitled

"An act to locate a State road from Atlas in Pike county, to the south line of Adams county,"

Was read the first time, and

Ordered to a second reading.

On motion of Mr. Paullen,

The rule of the House was dispensed with, and said bill read a second time by its title, and

Referred to a select committee.

Ordered, That Messrs. Paullen, Galbreath, and Huey be that committee.

The engrossed bills, entitled

"An act to remove the seat of justice of Clark county."

"An act to locate a certain State road."

"An act to locate a State road." And

"An act to locate a State road from Fairfield, in Adams county, to Monmouth in Warren county."

Were severally read the third time, and passed.

Ordered, That the titles of the bills be as aforesaid, that the Clerk carry said bills to the Senate, and ask their concurrence therein.

The engrossed bill, entitled

"An act forming an additional Judicial District,"

On motion of Mr. Craig,

The title of the bill was amended so as to make it read,

"An act forming an additional Judicial District."

Was read the third time and passed.

Ordered, That the title of the bill be as aforesaid, that the Clerk inform the Senate thereof and ask their concurrence therein.

The bill from the Senate, entitled

"An act to vacate part of a State road leading from Rushville in Schuyler county, to Commerce, in Hancock county;"

Was read the third time, and passed.

Ordered, That the title of the bill be as aforesaid, and that the Clerk inform the Senate thereof.

On motion of Mr. Edmonston,

The committee of the Whole House were discharged from the consideration of the bill, entitled

"An act to encourage the killing of wolves."

Mr. Turney moved to refer the bill to a select committee;

Which was not agreed to.

Mr. Moore of St. Clair moved to amend the bill by striking out "State Treasury" wherever it occurred, and insert "County Treasury."

Mr. Reddick moved to amend the amendment by adding the following:

"*Provided*, That the respective county courts shall first pass an order for the payment of the same;"

Which was not agreed to.

Mr. Pace called for a division of the question.

The question was then taken on striking out as proposed by Moore of St. Clair, and decided in the negative, by yeas and nays as follow, upon the call of Messrs. Edmonston and Harris, to wit:

In the affirmative,

Messrs. Dougherty, Douglass, Dubois, Edwards, English, French, Happy, Hardin, Hunt, Lincoln, McCown, McClernand, Minor, Moore of St. Clair, Oneille, Paullen, Reddick, Smith of Wabash, Stone, Stuntz, Watkins, Webb, Wilson, Witt, Wood, and Mr. Speaker—26.

In the negative,

Messrs. Able, Aldrich, Atwater, Ball, Barnett, Carpenter, Charles, Cloud, Courtright, Craig, Crain, Cullom, Davidson, Davis, Dawson, Dement, Diarman, Dollins, Dunbar, Edmonston, Elkin, Galbreath, Green of Clay, Hankins, Harris, Hinshaw, Huey, Lagow, Lane, Leary, Logan, Lyons, McCormick, McMurtry, Madden, Marrs, Minshall, Moore of McLean, Morton, Murphy of Vermilion, Naper, Odam, Pace, Ralston, Rawalt, Scarborough, Shields, Smith of Madison, Thompson, Turley, Turney, Voris, and Walker of Cook—53.

Mr. Turney moved to amend the bill by striking out "two," and insert "one," and by striking out "one dollar," and insert "50 cents," the price to be paid for scalps;

Which was decided in the affirmative, by yeas and nays as follow, upon the call of Messrs. Edmonston and Ball, to wit:

In the affirmative,

Messrs. Able, Atwater, Barnett, Charles, Courtright, Craig, Davis, Dawson, Dement, Dollins, Dougherty, Douglass, Dubois, Dunbar, Edwards, Elkin, English, French, Galbreath, Green of Clay, Happy, Hardin, Hogan, Hunt, Leary, McCown, McClernand, Madden, Minor, Moore of McLean, Moore of St. Clair, Naper, Odam, Oneille, Paullen, Rawalt, Reddick, Shields, Smith of Madison, Smith of Wabash, Stuntz, Turney, Walker of Cook, Watkins, Webb, Wilson, Witt, Wood and Mr. Speaker—49.

In the negative,

Messrs. Aldrich, Ball, Cloud, Crain, Cullom, Davidson, Diarman, Edmonston, Hankins, Harris, Hinshaw, Lagow, Lane, Lincoln, Logan, Lyons, McCormick, McMurtry, Marrs, Minshall, Morton, Murphy of Vermilion, Pace, Ralston, Scarborough, Stone, Thompson, Turley, and Voris—30.

Mr. Pace moved to amend the bill by adding the following, to wit:

The sum of 50 cents for every fox scalp, the sum of 50 cents for every hawk scalp, and the sum of ten cents for each crow, opossum, raccoon, and wild-cat.

Mr. Hinshaw moved to lay the bill and proposed amendment on the table until the 4th day of July next;

Which was decided in the negative, by yeas and nays as follows, upon the call of Messrs. Murphy of Vermilion and Ball, to wit:

In the affirmative,

Messrs. Able, Dollins, Dougherty, Douglass, Dubois, Edwards, English, Hinshaw, Hunt, Lane, Lincoln, McCown, Marrs, Minor, Moore of McLean, Moore of St. Clair, Morton, Oneille, Pace, Paullen, Reddick, Stone, Stuntz, Watkins, Webb, Witt, Wood, and Mr. Speaker—28.

In the negative,

Messrs. Aldrich, Atwater, Ball, Barnett, Carpenter, Charles, Cloud, Courtright, Craig, Crain, Cullom, Davidson, Davis, Dawson, Dement, Diarman, Dunbar, Edmonston, Elkin, French, Galbreath, Green of St. Clair, Hankins, Happy, Hardin, Harris, Hogan, Huey, Lagow, Leary, Logan, Lyons, McCormick, McMurtry, McClernand, Madden, Minshall, Murphy of Vermilion, Naper, Odam, Ralston, Rawalt, Scarborough, Shields, Smith of Madison, Smith of Wabash, Thompson, Turley, Turney, Voris, Walker of Cook, and Wilson—52.

Mr. Hunt called for a division, so as to take the vote on "50 cents for each fox scalp."

Mr. Ball moved the previous question.

The question was then put upon the first division, and decided in the negative.

The question was then put upon the balance of the amendment;

Which was also decided in the negative.

The question was then put,

Shall the main question be now put?

And determined in the affirmative.

The question was then put,

Shall the bill be engrossed, and read the third time?

And decided in the affirmative, by yeas and nays, as follows, upon the call of Messrs. Moore of St. Clair and Murphy of Vermilion, to wit:

In the affirmative,

Messrs. Aldrich, Atwater, Ball, Barnett, Carpenter, Charles, Cloud, Courtright, Craig, Crain, Cullom, Davidson, Davis, Dawson, Dement, Diarman, Dollins, Dunbar, Edmonston, Elkin, French, Galbreath, Green of Clay, Hankins, Hardin, Harris, Hogan, Huey, Lagow, Leary, Logan, Lyons, McCormick, McMurtry, Madden, Minor, Minshall, Murphy of Vermilion, Naper, Odam, Ralston, Rawalt, Scarborough, Shields, Smith of Madison, Thompson, Turley, Turney, Voris, and Walker of Cook—50.

In the negative,

Messrs. Able, Dougherty, Douglass, Dubois, Edwards, English, Happy. Hinshaw, Hunt, Lane, Lincoln, McCown, McClernand, Marrs, Moore of McLean, Moore of St. Clair, Morton, Oneille, Pace, Paullen, Reddick, Smith of Wabash, Stone, Stuntz, Watkins, Wilson, Witt, Wood, and Mr. Speaker—30.

On motion of Mr. Cloud,

The orders of the day were postponed.

Mr. Cloud, from the committee on Roads and Canals, made the following report,

Which was read in part,

When,

On motion of Mr. Smith of Wabash,

The further reading thereof was dispensed with, and the said report and accompanying documents were laid upon the table.

Said report, &c. are as follows:

The Committee on Roads and Canals, to which was referred the folllowing resolution, to wit: "*Resolved by the House of Representatives*, That the committee on Roads and Canals be instructed to inquire into the propriety of the present termination of the Illinois and Michigan Canal: also the practicability of making a feeder of the Calamic; and all other matters and things relating to the construction and progress of said Canal, the amount of money expended, and for what purpose. The said committee are hereby authorised to send for persons and papers: the committee are also instructed to report a Bill making the Commissioners of said Canal elective by both branches of the Legislature;" having had the same under consideration, beg leave, respectfully, to

REPORT,

That the subject has received from your committee that careful investigation which its importance demands. By the purport of the resolution, the committee are instructed to enquire into the propriety and expediency of the existing plan and policy in relation to the Canal. The feasibility and wisdom of the work have happily ceased to be matters of doubt. The only question therefore, now to be determined by your committee, is, whether the present plan is the best that can be adopted. And if, after a thorough consideration of the subject, a conclusion shall be arrived at unfavorable to a continuation of the present policy, it will then become the duty of your committee to suggest and advise a different and preferable mode of construction, showing wherein its superior advantages consist. Your committee are well aware of the difficulties of the task allotted them, but if they should fail to collect all the facts, which lay scattered through the extensive field of investigation before them, and draw therefrom the most proper and correct conclusions, they can only ask, and hope to receive, the indulgence of the House. Your committee, the more clearly to elucidate the subject before them, have thought proper to divide the Canal Line into three divisions. The first commencing at Chicago, and terminating at a point where the high level will run out, including a space of thirty two (32) miles. The second division commences at the termination of the above point to Lake Juliet, including nine and a half (9½) miles. The third from Lake Juliet to the foot of the Rapids on the Illinois River. The first division of the Canal, commencing at Chicago and terminating at Lockport, is estimated by the Chief Engineeer to cost on the present plan $5,897,701 13. In this estimate of the Engineer, your committee regret to say, that from the facts developed during the investigation of the subject before them they find themselves unable to concur, but are constrained to believe from the information elicited in reference to this division of the work, that the above sum is much less than will be actually required to complete the same upon the plan proposed by the Commissioners. In order to render more explicit the data upon which the conclusions of the Cemmmittee, when differing from the estimates of the Engineer are based, a copy of the abstract as set forth in his report is herewith furnished.

ABSTRACT OF DIVISION.

Grubbing and Clearing - - -	2,273 00
2,726,926.38 c. yds. earth excavation, average price 33 35-100 cts. - - -	909,500 18
3,977,201.50 c. yds. rock excavation average price at 154 8-100 cts. - - -	4,763,530 89
13,513.00 embankment at 47 7-10 cts.	6,445 70
Waste Weir - - - - -	2,000 00
Length 28 miles, 71 20-103 chains, cost -	$5,683,749 77
River section 5 miles 44 58-100 chains -	16,565 75
Whole length 24 miles 35 78-100 chains -	5,700,315 52
Add for contingencies and superintendence, 3 per cent. - - - - - - -	171,009 46
Amount	$5,871,324 97
Should the line leaving the South Branch of Chicago river above the forks be adopted the cost of the Summit division would be as follows	$5,897,701 13
Showing a difference in favor of the north line of	26,376 16

By referring to the above extract, it will be perceived that the item of rock excavation has all been estimated as coming within the denomination of *quarried rock*, whereas all the information which your committee have been enabled to obtain upon that subject, tends to show conclusively that at least two-thirds of the item will fall under the class of *solid rock* excavation. If this be the fact, and that it is, has been proved to the satisfaction of the committee, the whole amount as estimated by the Engineer must be greatly enhanced. By reference to contracts already let as solid rock excavation, it will be discovered that the average price is nearly $2 54 8-100 cts. Assuming this sum then as the price for solid rock excavation, and computing two-thirds of the whole amount of rock excavation about $2 54 8-100 cts. the price for solid rock excavation, and the remaining one third at $1 54 8-100 cts. the price per cubic yard for quarried rock excavation, and the sum total of rock excavation on this division is found to exceed the esti-

mate of the Engineer $2,050,800 90. By which it appears that the item of rock excavation alone upon the Summit Division amounts to the sum of $6,814,331 89- But admitting the whole item to fall under the denomination of quarried rock, it is believed that contractors could not be procured to excavate the same at prices less than those allowed for solid rock, on account of the great elevation to which it would have to be raised, after being quarried, to remove it from the works. A moment's reflection will show the truth of this view of the subject.

For a like cause your committee are induced to believe that the estimate made by the Engineer for earth excavation is equally insufficient. It must be recollected that a great proportion of this excavation lies between Chicago river and the Point of Oaks about seven and a half miles distant, averaging eighteen feet in depth, of which the Engineer has computed the cost at 33 35-100 cts. per c. yard. It is considered an indisputable fact, that the cost of excavation of any kind must increase in proportion to its depth. Taking into consideration therefore this fact, your committee are of the decided opinion that 40 cts. per c. yd. will not be found more than sufficient to meet the actual cost of this item, making an increased expense over the estimate of the Engineer of $181,270 37. In connexion with the above views and estimates, your committee beg leave to refer to the following facts, in relation to the subject under consideration in other States of the Union, believing they will afford some data which may be profitable to Illinois at this time. The deep-cut on the Licking summit of the Ohio canal was 3 miles long, 33 feet deep at the apex, and 21 feet average cutting, the surface and all other water being disposed of by a drain at each end. This portion of the canal was divided into two contracts and let at 33¼ cts. per c. yd. one of those sections was abandoned and re-let at 62½ cts. per c. yd. Shortly after this the whole deep cut was abandoned and relet at 95 cts. per c. yd., and after one estimate it was again abandoned and completed by the State. The materials within the prism of the deep-cut were common earth with a substrata of blue clay. The adjoining sections composed of the same materials were taken at prices varying from 7 cts. to 10 cts. per c. yd. and completed. It is also proper to mention here, that this work was done at a time when laborers were plenty, wages and provisions low.

Another item of expense on this division which should un-

doubtedly have been taken into the account, seems to have been entirely overlooked by the Engineer. Your committe refer to the towing path, in the construction of which a heavy expense must be incurrred, if the plan of the deep cut be persevered in. An additional item of excavation will be required for this purpose of about 488,098 c. yds. of equal portions of rock and earth, estimating the rock at $1 25 per cubic yard (as the average excavation will be only 8 feet) and the earth at 25 cents per c. yard, makes the whole cost of towing path $366,083. The Engineer, in answer to "Question ten" proposed by your committee, states "that it is not proposed to cut the towing path down on the summit on the present plan." But your committee consider a towing path a necessary appendage to a canal, particularly as it has been found necessary in other similar cases—for instance, the deep-cut on the Erie and Hudson Canal in the State of New-York. Your committee have also discovered during their investigation the omission of another item by the Engineer, of the necessity of which there can be but little doubt, to wit: the *slope wall* from the Chicago river to the Point of Oaks, being seven and a half miles. For information on this subject, your committee rely chiefly upon the opinion of Edward Smith, Esquire, Assistant Engineer. Mr. Smith computes the quantity of slope wall required for that part of the work at 129,885 perches, which being estimated at $4 per perch will amount to $519,540. Your committee would remark that this opinion of Mr. Smith seems to be confirmed by the report of the Engineer himself when he states in page 37 of the Canal Commissioners' Report that the average contract price paid for *slope wall* is $5 6174-100. Your committee furthermore find on examination of the Engineer's Report, that no estimate is therein contained for a guard lock at the northern termination of the summit division. The necessity of a guard lock at this point has been admitted by the Chief Engineer himself on his examination before your committee. The probable expense of constructing this lock will be about 45,000, inasmuch as the foundation will be at least eight feet below the surface of the Chicago river.

Your committee are happy in being compelled to differ from the Chief Engineer in only one more item. By a reference to his report it will be found that the small sum of three per cent. is only allowed for superintendence and contingencies on this division, whereas five per cent. is the estimate on

the remainder of the work. The cause of this difference your committee have been unable to discover. But Mr. Bucklin in his report, (and the Engineer in most other cases seems to consider his authority indisputable,) estimates the same items at 15 per cent. Your committee from their knowledge of similar expenses on works of a like character, do not deem this sum too great. Estimating it then at 15 per cent. upon the sum total of the Engineer's estimated cost of the summit division, the item of superintendence and contingencies will amount to $858,888 51. But computing it from the actual amount of the sum required to construct this division of the work as found by your committee upon the plan of the deep cutting it will be much greater. The following Abstract placed in juxta-position with that of the Engineer, will show the cost of each item as found by your committee and the sum total of the whole:

ABSTRACT OF ENGINEER'S ESTIMATE ON SUMMIT DIVISION.—Page 28, 29.

Grubbing and Clearing - - -	2,273 00
2,726,926 38 c. yds. Earth excavation, average price 33 35-100 cts. - - -	909,500 18
3,077,201 50 Rock, do. at 154 8-100 cts.	4,763,530 89
13,513 00 Embankment at 47 7-10 "	6,445 70
Waste Weir - - - - - - -	2,000 00
Length 28 miles 71 20-100 chains, cost -	$5,683,749 77
River Section 5 miles 44 48-100 chains	16,565 75
Whole 34 miles 35 78-100 chains - -	$5,700,315 52
Add for contingencies and superintendence 3 per cent. - - - - - - -	171,009 45
Amount,	$5,871,324 97
Excess of the south over the north line -	26,376 16
Total cost of division from Engineer's Report	$5,897,701 13

ABSTRACT OF COMMITTEE'S ESTIMATE ON SUMMIT DIVISION.

Grubbing and clearing - - -	2,373 00
2,726,926 38 c. yds. Earth Excavation, at 40 cents per yard	1,090,770 55
3,076,201 50 c. yds. Rock Excavation one third at $1 24 8-100 per c. yd. two-thirds at $2 54 8-10 as per contract price for solid rock	6,814,331 89
13,513 yds. Embankment at 47 7-10 per yd.	6,445 70
Waste Weir - - - - -	2,000 00
River Section 5 miles - - - -	16,565 75
7¼ miles of Slope Wall, 18 feet cuttings, as per Ass. Engineer Smith's estimate, being 129,885 perches, at $4 per perch - -	519,540 00
Towing path 26 miles, 12 feet in width and 8 feet in depth, being 488,106 yds. ¼ estimated as quarried rock at 125 cts. per cubic yd. ¾ earth at 25 cts. per c. yd· - -	366,083 00
Guard Lock at the junction of the deep cut and Chicago river 15 feet lift, at 3,000 per feet - - - - - -	45,000 00
Contingencies and superintendence as per Bucklin's Report at 15 per cent.	1,329,451 48
Total cost of summit division from committee's estimate - - - - - - -	$10,192,461 37
Do. Engineer's Report	5,897,701 13
Excess of actual cost over Engineer's Report	$4,294,760 24

Such is the result to which your committee have arrived after a patient and laborious investigation. A number of items nave been referred to by your committee, which appear to have been entirely omitted by the Engineer in his Report. But a reference to the contracts already let, will show that the Engineer nevertheless considered them essential and indispensible portions of the work, and as imperatively required in the progress of the canal as any item mentioned and estimated in his Report. See the following:

ABSTRACT OF CONTRACTS LET ON SUMMIT DIVISION.

	Contract No. 51	Contract No. 57	Contract No. 58	Contract No. 59
For Grubbing and felling, and clearing trees without the canal	200 cts.			
For Grubbing and clearing extra width, per acre	250			
For chopping and clearing extra width, per acre,	100			
For excavation, excepting stone that measure over one cubic foot each, rock, cemented clay and gravel, or cemented sand and gravel, or quicksand at cts per cubic yd.	35	24	33	33
For excavation of solid rock, per cubic yard	240	279	275	275
For excavation of slate rock, cts per cubic yard	70		200	200
For excavation of rock, which in the opinion of the Chief Engineer, can be quarried	175	175	150	150
For excavation of cemented clay and gravel, or cemented sand and gravel, do.	25	50	75	75
For excavation of quicksand do.	20	50		
For embankment do.	40		50	50
For lining not procured from prism of canal within ten chains do.	75			
For puddling earth, after the same has been deposited do.	45	50	56	56
For slope wall do.	70	150	50	50
For excavating detached rock do.	60	100	100	100
For excavating side ditch do	55	16	40	40
For lining from surface earth obtained in the prism of canal, not more than ten chains distance for lining, the same not paid for excavation, or embankment do.	70			

Those unacquainted with the magnitude of the work, and the difficulties attending its construction, may well be surprised at the sum required for the completion of the Summit Division. But your committee are satisfied that this sum is not greater than will be required upon the present plan. Indeed, many items of expense are known to exist which must greatly augment even that amount, which have not been estimated either by the Engineer or your committee. It may, however, be proper to notice at this time one difficulty attending this plan, which has not been estimated by your committee, as it is impossible to ascertain with any degree of certainty the sum necessary to overcome it. The difficulty referred to, is the great quantity of water resting on the surface of the whole summit division. The Valley of the Des Plaines with little or no fall for a number of miles, the surface of the river nearly level with the banks and the current almost imperceptible, rendering it next to impossible to dispose of by draining even the surface water on a large portion of this division. The whole of this division may be described as a sunken plain, a large portion of it underlaid with rock, with a thin covering of earth, and the waters of the Des Plaines, Portage Lake and Saganaskee Swamp, passing over the whole and forming at times almost a continuous lake; and at all times holding a large quantity of water on the surface, and in the river nearly on a level with its low wet bottoms. It is estimated that fifteen or sixteen feet of the cutting on this division lies below the surface of the Des Plaines, and contiguous to it. As draining seems to be impracticable, the difficulties to be encountered on the work from this obstacle alone seem to baffle the power of calculation. It will be recollected also, that in cutting to the depth of eighteen feet, subterraneous veins or fountains of water are frequently found as in case of wells, and this may be more confidently expected on this division in consequence of the line being many feet below the surface of Lake Michigan and the Des Plaines River. Your committee deem it proper to remark that they speak with doubt upon this subject, as they are not aware of any attempt having ever been made to construct a line of canal, contiguous to, and far below the surface of great bodies of water. But in reference to the magnitude of the work, and the many obstacles to its execution upon the present plan your committee entertain no doubts. In confirmation of this opinion, your committee ask leave to introduce the follow-

ing answers to Questions 37, 38, and 39, as put by your committee to different individuals, in reference to the subject under consideration.

Question 37. What are your views in regard to the practicability of prosecuting the work of excavation in the deep cutting during the months of March, April and May? Do you or do you not think that during those months, the accumulation of water in the canal will render it tedious and expensive, if not wholly impracticable, to work on that part of the canal during those months, if cut below the high level?

Answer to the above by Joel Manning, Esq. From what information I have obtained, I am induced to believe that it will be extremely difficult to excavate in the deep-cut during the months above mentioned.

Answer to the above by William Gooding, Esq. I think that the difficulty of executing the work in the spring, in consequence of the accumulation of water, would be considerably increased, but that it would not be impracticable to continue the work.

Answer to the above by Samuel Hackelton, Esq. From observation of the section of country through which the route of the canal passes, I do not hesitate to say, that it will be extremely difficult to progress with the work, during the months of March, April and May, and it is not unfrequently the case that the wet prairie marshes and Saganaskee Swamp are inundated to a vast extent in the month of June.

It will be with great difficulty and expense that the expansion of the waters of the Des Plaines at the mouth of the Saganaskee Swamp and other places can be controlled, as the soil on the margin is a deposit of the lightest character, approaching a fluid, and that it will require expensive embankments to confine the water in its natural channel in order to progress with the work, even in times of extreme drought. As the line of the canal passes on ground but little elevated above the surface of the Portage Lake and the River Des Plaines which it strikes, a great part of the deep cut must necessarily be executed below the bed of those waters, consequently the accumulation of water in the canal in time of freshets would render the progress of the work impracticable.

Answer to the above by Edward Smith, Esq. Judging from my own knowledge of the earth-cutting in so much of the deep-cut of canal as lies between the head of the South Branch and

the Point of Oaks, derived from experiment and observation of similar ground in the same prairie, and from information obtained from intelligent persons who have resided many years at Chicago, I have no hesitation in giving it as my opinion, that the excavation on this part of the deep-cut cannot be prosecuted during the spring months, to any advantage, and perhaps not until after the June freshets shall have subsided. In the rock cutting in the Valley of the Aux Plaines, much would depend upon the compactness of the rock, and its capacity to exclude the superincumbent water from the prism of canal. If fissures to any extent should be met with in the rock, (and this is a contingency which an Engineer should expect and be prepared to encounter in a lime stone country,) the work would be enormously expensive at any season of the year, and certainly impracticable during the rainy season and high water. During the spring months and the casual freshets of the season, the Aux Plaines River, Mud-Lake, the Saganaskee Swamp and other surrounding depressions of the country, will be holding water at the elevation of from 18 to 20 feet above the bottom of canal.

The great impediment to the whole deep-cut, aside from the actual amount of work and description of material, is to be found in the flatness of the country through which the whole route passes. The utter impracticability of giving a sufficient declivity to the drains to carry off any considerable amount of water, after it shall have been pumped from the work, is a very discouraging feature of the plan. The difficulties to be encountered in getting rid of the water on the work, are so great, that I am not prepared to give the least encouragement, that any part of the excavation of the deep-cut, lying below the surface of the contiguous waters, could be prosecuted during the months named in this interrogatory.

Question 38. Does the history of canalling in modern Europe or America, present a single case that presents so many difficulties, as the Summit Division of the Illinois and Michigan canal, should the deep-cut be adopted?

Answer to the above by William Gooding, Esq., Chief Engineer. I am unacquainted with the history of *all* the Canals in Europe and America, but believe that greater difficulties have been encountered and overcome on other works, than are presented on the Illinois and Michigan Canal. I am not, however, acquainted with any work where the *expense* would be as great for a similar extent, as the Summit Division of said Canal.

Answer to the above by Samuel Hackelton, Esq. Superintendant of the Engineer Department. The history of canalling in modern Europe does not present a single instance where so many difficulties are to be overcome, as those presented by adopting the stupendous cut through the Summit Ridge, if the reports of experienced and talented European Engineers can be relied on; and a comparison of the estimates of the work as reported by the Engineer, with those of other works in the United States, will show that no work of like magnitude has ever been attempted in America.

Answer to the above by Edward Smith, Esq., Assistant Engineer. In replying to this interrogatory, without books at hand to which to refer for the information required, I can only give my own impressions in regard to it. I am inclined to think, there is not a work in Europe, and certainly not in this country, which has been undertaken with as many discouraging obstacles to its execution.

The construction of the division of the Ohio and Chesapeake Canal, along the Great Falls of the Potomac River, was regarded, at the time of this projection, by General Bernard, as presenting more appalling obstacles, than had ever before been overcome in the construction of canals. Yet this work, estimated by the U. S. Engineers at $80,000 per mile, has been completed at a cost considerably within the estimates. It is to be supposed that this distinguished foreign Engineer, then at the head of the Engineering Department in the United States Government, was well acquainted with all the canals in Europe and in this country; and such were his opinions of the work above alluded to.

Question 39. If a slope wall should be necessary from the Chicago river to the Point of Oaks, what would it cost?

Answer to the above by William Gooding, Esq. Chief Engineer. Should it become necessary to protect the banks of the canal from the Chicago river to the Point of Oaks, after the canal is completed, 46,800 c. yds. of slope wall will be required for the purpose. This will raise the walls one foot in perpendicular height above top water line of canal, and form them one foot thick. The rock excavated from the canal may be taken in boats at a moderate expense, to any place desired, and it is believed that $3 per c. yard will be a fair price for the wall. 46,800 c. yards slope wall at $3 per c. yard, $140,400 00.

Answer to the above by Edward Smith, Ass't Engineer.—If a slope wall should be necessary to prevent the injury to the

slopes of the canal, to be apprehended from the severe frosts of the country and otherwise, on that part of it from the Chicago river to the Point of Oaks, I should estimate the cost at about half a million of dollarrs. If a wall should be made at all, I am inclined to think that it should be extended to the natural surface of the earth, as it is from the summit, that the frost slides are to be apprehended, thereby destroying the towing path and obstructing the navigation of the canal.

By averaging the depth of cutting at 18 feet, and allowing a slope of 2 to 1, it would require 17,318 perches of slope wall to the mile, 1 foot thick, or 129,885 perches for 7½ miles. By a reference to the report of William Gooding, Esq., Engineer of the work, I find that the contract price for slope wall, on the lower division of the work, is $5 61 per yard. But as the rock on the upper division will be quarried to hand, from the rock cuttings in the Valley of the Des Plaines, and the upper two-thirds of the slope wall can be laid up, from boats in the canal after it is filled with water, I should think that an average of $4 per perch would be an ample estimate, giving the sum of $519,540 for the whole work.

The unexpected amount of money required to complete this division of the canal upon the plan of the deep-cutting has naturally led your committee to enquire whether some other mode might not be adopted, involving less expense in its prosecution and equally beneficial to the public. Your committee are happy in being able to state that the result of such enquiry is the firm conviction that a different plan can be adopted, —much less expensive, equally ample and securing all the advantages and accommodations which could be obtained upon the plan of the deep-cutting. The plan your committee would propose and recommend to the consideration of the House, as a substitute for the one above examined, is as follows: The adoption of the high level as run by Mr. Bucklin, ten feet above the surface of Lake Michigan, using the Calamic and Des Plaines Rivers for feeders. From the information obtained during the investigation, your committee feel great confidence in advising the adoption of this plan of construction on the summit division. In reference to the cost of construction upon the plan of the high level, your committee would quote the estimates of Mr. Bucklin and others. Mr. Bucklin's estimate for the summit division and ten miles on the middle division, including feeders, amounts to $673,962 59. It must be remembered that this estimate was made at a time

when labor and provision were low. Your committee, with the view of ascertaining the opinion of Mr. Gooding, Chief Engineer upon this subject, proposed to that gentleman.

Question 9. What would be the comparative cost of the summit division, upon the two different plans proposed, including the towing paths?

Answer to the above by Mr. Gooding. The cost of the Canal on the elevated level cannot be given with any accuracy, without further examination on the ground. The cost of constructing the summit division on the present plan as estimated, is - - - - $5,871,324 97

The summit raised (as assumed,) - 2,000,000 00

Diff. $3,871,324 97

Perhaps the truth will be found in the medium between the opinions of those gentlemen. But your committee unwilling to hold out an idea that may hereafter prove delusive, have estimated the whole cost of the summit division, including all necessary feeders, at $2,500,000. As the only objection which has been urged against this plan with any considerable degree of force, is the possibility that the supplies of water depended upon to feed the Canal may be found insufficient, we proceed to examine with candor the force of this objection. On page 8 of the Canal Commissioners report, is found the following paragraph. "The Calumet and Des Plaines rivers, having been *ascertained* to be insufficient, the upper region of Fox river, as the only remaining chance, was ordered to be examined." That it might be the better understood upon what authority the above expression on the part of the Commissioners was based, your committee proposed to them,

Question 12. What would be the cost of making a feeder of the Calamic river for said summit division, and what advantages would result therefrom, and what distance is said river navigable?

Answer to the above by Commissioners and Engineer.—Neither the Commissioners nor the Engineers are in the possession of any data, that would warrant the expression of an opinion: While maturing their plan of operation, they relied for information in reference to the Calumet upon Mr. Bucklin's report.

It seems therefore that the Commissioners, instead of ordering an examination themselves, have relied entirely upon the authority of Mr. Bucklin, who guaged the Calumet in August A. D. 1830, and gives the amount of water at 320,000 cubic feet per hour. He also guaged the Des Plaines, and found 600,000 cubic feet per hour. Upon this subject, your committee proposed to Mr. Gooding,

Question 39. What quantity of water will the Calamic discharge per hour, allowing the river to be ninety yards wide, average depth eighteen inches, average current two miles per hour?

Answer to the above by Mr. Gooding. 10560X270X154,-276,800 cubic feet.

And also,

Question 40. To John Blackstone Esquire. What length of time have you been acquainted with the Calimic river, and what is the width and depth of said river, and velocity of its current per hour, at or near the head of the Rapids on said river, at the lowest stage of water?

Answer to the above by Mr. Blackstone. I have been acquainted with the Calimic river for the last three years. The width of the river in low water is about 90 yards, and about 14 inches deep; the velocity of the current is about two miles per hour at the head of the Rapids.

The amount of water by the above answer is as follows:—10560X270X1 1-6=3,326,400 cubic feet per hour.

Messrs. Harrison and Guion gauged the Calumet and Des Plaines rivers in the years of 1830, and 31, (see Executive Documents number 215,) and found the amount of water in the Calumet to be 1,033,020 cubic feet per hour, and in the Des Plaines 54,800 cubic feet per hour. It appears, therefore, that a wide difference exists in the amount of water as found in the Calimic by Mr. Bucklin and Messrs. Harrison and Guion; the excess as found by the latter over the fomer is 713,020 cubic feet. This difference however, admits of an explanation; the Lake at all times back waters the Calimic above the point at which the examination by Mr. Bucklin and others was made. The result therefore, although varying with the action of the Lake, must at all times be less than the actual quantity of the water in the river. Messrs. Post and Paul, (see page 12 of their report,) guaged the Des Plains at Cash Island, and found the amount of water at that point to be 127,000 cubic feet. The river was again guaged by them 18

miles 56 chains 61-100 above the last mentioned point, and found to contain 72,000 cubic feet per hour, this being the point where the former guaging had been made; increase of water in this distance 45,000 cubic feet per hour. As the Des Plaines river can be used for a feeder at the lower point, we may assume the first estimate of Paul and Post, as the quantity of water to be expected from this source. Taking then Mr. Bucklin's estimate of the Calimic, which gives 320,000 cubic feet per hour, being 730,520 cubic feet per hour less than that found by Messrs. Guion and Harrison, as the quantity of water to be obtained from that source; and the estimate by Paul and Post of the Des Plaines, which gives 117,000 cubic feet per hour, and we have a daily supply from these two sources of 10,488,000 cubic feet. We will now proceed to enquire into the quantity of water required for the use of the Canal.

Mr. Gooding the Chief Engineer, in answer to

Question 41. What is the fall of summit division, and what water will it afford per minute? Also how many run of stone will it drive of a given diameter? states the following:

The average current through the deep-cut or summit division, cannot be calculated with perfect accuracy, for the fluctuations of Lake Michigan will affect it materially.

It is belived, however, that a current of one half mile per hour may be safely assumed as the average for calculation. This would give 12,339 cubic feet of water per minute, from which deduct lockage water for 100 boats per day, equal to 1,362 cubic feet per minute, and there remains 10,977 c. feet, or say 10,000 c. feet of water per minute for hydraulic purposes. The result of experiments has shown that 360 c. feet per minute, with 9 feet fall is sufficient to drive one pair of mill stones of 4½ feet in diameter; consequently 28 pairs (nearly) may be driven for every 9 feet of lockage; or 224 pair of mill stones on the middle division; for all of which it is fair to calculate the hydraulic power to be obtained by introducing the waters of Lake Michigan.

The value of this power cannot well be calculated, for the revenue arising from the rent merely, forms but a small part of it. This value consists chiefly in the amount of capital which a power when applied to manufacturing purposes will employ, and the business which it will create. The rent merely may be calculated at $300 a year per run of stones, or $69,200, which is the interest at 6 per cent. on $1,120,000,

By which it appears that the demand for lockage on the summit at Lockport, is 1,362 c. feet per minute, and consequently 1,961,280 c. feet in 24 hours. Mr. Gooding has given the above amount as the average quantity required for the passage of 100 boats per day. Your committee, however, not considering the above estimate of 100 boats per day a safe one, have assumed 200 per day. This estimate is made for locks 110 by 18, which gives only 7 2-10 minutes for the passage of each boat, but which is, perhaps, too short a time to pass locks of this size, and upon the plan of the high level, as lockage will then be needed at both ends, it will require four times the amount stated by Mr. Gooding for 100 boats, or 7,845,120 cubic feet per day, leaving a surplus according to the estimate of Bucklin and Post and Paul, of 2,642,-880 c. feet per day. But assuming the amount of water found by Harrison and Guion in the Calimic and Des Plaines, we have a surplus of 19,755,360 c. feet per day. In estimating the evaporation, your committee have reference to the report of Paul and Post, taking their estimate as a basis, the amount of evaporation on the summit division is found to be 4,320 5-100 c. feet per hour, leaving still a surplus of 2,539,199 c. feet.— Your committee have made no allowance for leakage, as it is evident there can be none, from the following question and answer thereto.

Question 31. By the committee. What amount of water would be lost by leakage, and what amount by evaporation in passing a feeder fifteen miles?

Answer to the above by Mr. Gooding. This would depend on the management of the level. If the surface of water should be below the surface of the ground, the only loss would be by evaporation.

Your committee feel assured that not only a sufficient quantity of water for all the purposes of the Canal, can be procured from these two sources, but that a large surplus will still remain. And further, your committee have every reason to believe, that the Du Page and Fox rivers can both be introduced on the summit division, and also that the valley of the Des Plaines offers one of the finest reservoirs imaginable, being about 15 miles in length and one mile in width, and flowing over but a very little more than the wet lands of the valley. But the Calimic river is preferred by your committee, on account of its connecting 80 miles of navigation with the Illinois and Michigan Canal, and the strong probability that the head of

navigation on that river will shortly be connected with the Internal Improvements of the State of Indiana. For the further illustration of this subject, your committee beg leave to refer to the following extract from the message of Gov. Noble of Indiana, A. D. 1836: "Early last spring a party of Engineers was organized and directed to examine into the practicability of the contemplated Michigan and Erie Canal Line.—Levels were run across the several summits, and thence to the streams relied upon to supply them with water, and the result of the examination affords satisfactory evidence for the belief, that a Canal may be constructed at a most reasonable cost, from fort Wayne, keeping within our own territory, and passing through the valley of the Elkhart, the Big St. Joseph, and Kankakee, terminating at Michigan City, and offering to that important district of country the facilities for transportation, which its richness in mineral, as well as agricultural products, seems to require. And from the formation of the country around the south end of Lake Michigan, it is supposed the Canal may be extended when the states interested may deem it proper, so as to unite with the Illinois and Michigan Canal; thus affording to the Illinois valley, the Upper Mississippi, and the country bordering on Lake Michigan, a direct communication with Lake Erie, which will be found more safe and advantageous than the present circuitous route through the high northern latitude of Lake Huron. From this view of the subject it will be seen that the Michigan and Erie Canal, besides its importance to the State, has strong claims to the character of a National work. From the great supply of water at the summits, it will be found easy for a company or for the State at a future period, to connect it with the Wabash canal at several points from the mouth of the Tippecanoe up."

Your committee, after the protracted examination of the summit, will now proceed to the middle division. This, according to the Engineer, commences at the head of the first lock and extends 37 miles 55 chains 8-10ths. The Engineer makes the cost of this division about $40,000 per mile. The whole cost being $1,510,957 74. Your committee believe the estimate low, but have adopted it except the item of superintendance and contingencies. 15 per cent allowed by your committee, is what they find to be the estimate of Mr. Bucklin. This makes the whole cost of this division $1,662,053 20. Your committee, however, have thought proper to alter this division, so as to extend it only to Lake Juliet, a distance of

nine and a half miles. The Engineer has estimated the average cost of the middle division as above stated, at about $40,000, but your committee preferring a liberal estimate have computed the cost at $50,000 per mile, making the sum total $475,000, for nine and a half miles. Mr. Bucklin has published an estimate of the entire cost of constructing the Canal upon the plan of the high level, from Chicago river to Lake Juliet, a distance of 38 25-100 miles. Your committee, in order to show that their estimates upon this mode of construction are most liberal, deem it proper to give Mr. Bucklin's in full, (see Bucklin's estimate from Chicago river to Mount Juliet in his report, pages 14 and 15,) $673,962 59. On that portion of the line below Lake Juliet, including part of the middle and all of the western division, as located by the Commissioners, your committee have found many difficulties. The crossing of the Des Plaines, Au Sable, Du Page, Fox, Pecomsagon and Vermilion rivers, with a great number of smaller streams falling into the valley of the Illinois from the contiguous bluffs, present serious difficulties; to overcome which, works of great cost and difficult structure will be required, the actual expense of which is generally found greatly to exceed the estimates. The Kankakee Bluffs also present a formidable difficulty; the passage of the Canal around these Bluffs seems to have baffled the skill and ingenuity of the Engineer, who, after an estimate of the work, has suggested the expediency of passing these bluffs by a dam 15 feet high in the Illinois river, which he thinks may be rendered perfectly secure, as there is a good rock foundation. (See page 31 canal commissioners report.) The great amount of water which falls in wet seasons into the valley of the Illinois from the neighboring bluffs, and the difficulty of passing it under the canal on account of the lowness of the level and the impossibility of receiving it into the same, must greatly endanger the whole work.

The cost of the western division according to the Engineer, is $1,272,055 08. In this estimate your committee will concur (although they think it too low) except in the item of contingencies and superintendence, for which they allow 15 per cent. in lieu of 5 making an aggregate of 1,39 ,260 63.

But your committee are happy in being able to turn from the discouraging features presented on this portion of the line, to the less expensive, more ample, and in the estimation of your committee, every way preferable mode of securing the

navigation desired, by substituting the improvement of the Illinois river as far as susceptible, for the Canal. After a long and critical investigation of the obstacles to such improvement, your committee are convinced of its entire feasibility to the head of Lake Juliet, for steam navigation by means of locks and dams, and that it can be done at a comparatively small expense. All the obstructions in the river, according to the information procured by your committee, can be overcome by the construction of 5 dams and 6 locks. The amount of lockage from the foot of the Rapids to Lake Juliet, or the point to which it is proposed to improve the river, being a distace of 60 miles, is about 60 feet. A short canal also with two locks and one dam, in lieu of two dams, will be required at the Grand Rapids. All these dams and locks can be located on State lands, a consideration worthy the attention of the legislature, as they will thereby be exceedingly enhanced in value. The construction of these dams will also create a water power, almost incalculable in amount. It is proposed to build these locks of sufficient size to admit that class of boats that usually navigate the Illinois river. If any doubts should exist as to the possibility of rendering the dams permanent and secure, your committee would refer to the opinion of the Chief Engineer upon the subject. In regard to the dam of 15 feet high which he suggests at Kankakee Bluffs, he speaks as follows, (page 31 commissioners report:) "A dam of this height can be rendered perfectly secure, for there is a good rock foundation." The dams required to improve the river will vary from nine to ten feet in height, and possessing in every instance the advantage of a good rock foundation. As the danger and insecurity of a dam always increases in proportion to its height, there can be no danger apprehended from a dam of nine feet in height, when one of 15 feet in height and equally exposed is perfectly safe. In computing the cost of improving the river, your committee have taken the estimate of Mr. Hurd an able and experienced Engineer, of the dam and locks necessary to its improvement, below the mouth of the Fox river, as the basis of the calculation. The dams and locks necessary for steam navigation on the plan recommended by Mr. Hurd, will cost about $385,000; but your committee desirous of being sufficiently liberal in reference to this item, have added 50 per cent. to the estimate of Mr. Hurd, making the whole amount required to improve the river for steam boat navigation $527,500.

Your committee would here further observe, that the result of their investigations has been most gratifying to themselves. The great and numerous obstacles which at first presented themselves, have, upon closer inspection, to a great degree disappeared. The summit division upon the plan of the deep cut, seemed to be a work of such stupendous magnitude, that it was looked upon as a labor almost too great for the powers of man, and entirely beyond the present resources of the State to accomplish. The opinions entertained upon the subject by contractors who had closely examined the line, will appear in the following quotation from the Commissioners Report. "All the proposals with the exception perhaps of two or three, were above the estimates of the Engineers; while many of them were too extravagant to be regarded as serious propositions." That a proper idea of the extent of the work may be obtained, your committee would refer to

Question 38. By the Committee, and the answer to the same by Samuel Hackelton, Esq., and Edward Smith, Esq., Assistant Engineer.

The time also required for the completion of the work upon the plan of the deep-cut, is a consideration worthy of attention. For information upon this subject your committee would refer to

Question 22. By the Committee as follows: What time will it require to complete the deep-cut from Lockport to Chicago?

Answer to the above by the Commissioners and Eugineer. It can be easily executed in five years, if money be regularly provided.

Answer to the same by J. Manning, Esq. Eight years in case the part between the point of oaks and the Saganaskee Swamp be not put under contract the next season.

Thus it appears that it will require from 5 to 8 years to complete the canal, and possibly even a longer time. Whereas, upon the plan of the high level as recommended by your committee, only about three years will be required for the execution of the work. Indeed after viewing the subject in every light of which it is susceptible, your committee are compelled to pronounce the high level to be the proper mode, for constructing this portion of the canal. In conclusion, your committee will add a brief abstract of the different sums required upon the various plans proposed to open a communication between the waters of the Illinois river and Lake Michigan.

Costs of Canal, as estimated by the committee upon the present plan.		Cost of Canal upon plan recommended by the Committee.	
Summit division including the Chicago river,	10,192,461 37	Summit division 26 miles, Chicago river 4 m. 76 47-100 chains with Feeders, -	$2,500,000 00
Middle division, 37 miles 55 chs.	1,662,053 20	Middle division 9½ m. to Lake Juliet, - -	475,000 00
Western division 27 miles 55 chs. 20-100, also Fox river feeder 4 miles 6 chs.	1,392,360 50	Improvement of Illinois river 60 miles by dams & locks, -	576,065 70
Total, -	$13,253,875 15 3,551,665 70	Total, -	$3,551,665 70
Difference,	$9,702,209 45		

Your committee have also made a comparative estimate of the cost of the canal from the east side of the Fox river to the Western termination, including the Feeder and the Improvement of the Illinois river as recommended by Messrs. Bucklin and Hurd, and find by an examination of the abstract of the western division, (page 47 & 48 of the Commissioners Report) that the canal as estimated by Mr. Gooding, the Chief Engineer, will cost $935,757 29, and allowing 15 per cent. for contingencies and superintendence as per Mr. Bucklin's Report, gives the whole cost of that section of the work at $1,076,120 88. Although your committee believe the above sum to be too small, yet when compared with the cost of improving the river according to Messrs. Hurd and Bucklin, the contrast is sufficiently striking to induce your committee to recommend the latter plan.

Mr. Hurd's estimate for the improvement of the river by a dam and locks with a short canal around the lower Rapids, (see Hurd's Report page 12,) is $73,888 76. Mr. Bucklin's do. with a stone dam and somewhat longer canal, about (see page —— Bucklin's Report) $200,000 00. So that taking either report as correct, or adopting a medium estimate,

economy will alike dictate the course which the interest of the State requires should be pursued, at least upon the part of the route where ample surveys and estimates have already been made, and a comparative view of expense and utility is so easily obtained. Your committee would also refer to the fact, that the improvement of the river will give the State a water power capable of running 700 pair of mill stones, which being rented at $300 00 per pair, the estimated value as stated by Chief Engineer Gooding in answer to question 41, would produce an annual revenue of $210,000 or pay the interest on a loan of four millions of dollars at 5 per cent. And it is believed that the rent of the hydraulic power will comprise but a small part of the real benefit which will accrue to the State from that source.

Documents accompanying the foregoing Report.

The committee on roads and canals, to whom a resolution from the House of Representatives was referred on the subject of the Illinois and Michigan canal, during the investigation of the subject (and at the request of one of the late, commissioners,) resolved to submit all questions and require all answers to be in writing: a true copy of which are as follows:

Interrogatory 1. What is the fall from Lake Juliet, to the present termination of the canal, and what will be the cost of constructing the canal from said lake to its termination on the present plan?

Mr. Gooding's answer 1. The fall from the head of Lake Juliet to the present termination of the canal is about 75feet. Cost of constructing this canal from the head of the lake to the termination $2,213,557 42.

Intg. 2. What is the distance from Lake Juliet to the present termination of the canal, on canal line?

Ans. 2. By Mr. Gooding. Fifty-six miles.

Intg. 3. What will be the cost of constructing the aqueduct crossing said canal over Fox River, together with the works necessary to make that river a feeder, to said canal?

Ans. 3. By Mr. Gooding. Cost of crossing Fox river and constructing feeder, $236,733 69.

Intg. 4. What is the comparative cost of excavation of top and bottom of deep cut or summit level?

Ans. 4. By *Mr.* Gooding. The comparative cost of excavation at top and bottom will be governed by so many circumstances, that no regular proportion can be given that will apply in all cases. It may be assumed however in general, as from 2 to 3.

Intg. 5. What is the length of the deep cut, or summit division; and what is the average depth of cutting the same upon the present plan?

Ans. 5. By Mr. Gooding. Length of deep-cut, 26 miles—average depth of cutting 18 feet. This does not include the whole summit division, but the deep-cutting.

Intg. 6. What amount of excavation on summit division is rock, and also what is the whole amount of excavation on said division?

Ans. 6. By Mr. Gooding.

3,077,201, 50 c. yds. rock excavation in deep-cut
5,804,127,88 c. yds. earth do.

Cost of canal to Fox river from Lake Juliet	$1,406,749 43
Cost below Fox river - - - - -	710,495 65
Cost of crossing do. - - - - - -	96,312 34

Intg 7. What amount of excavation would be saved by constructing the summit division on high level or ten feet above the present plan of said division? and what amount of rock excavation avoided; also what amount of earth excavation would be avoided on said division?

Ans. 7. By Mr Gooding. About 4,000,000 c. yds. excavation might probably be saved by raising the summit.

About 2,000,000 c. yds. rock and 2,000.000 c. yds. of earth ex. saved.

Intg. 8. What would be the comparative expense of constructing a towing path on the two plans for the summit division?

Ans. 8. By Mr. Gooding. The expense of constructing the towing path is in all cases included in the estimate of the canal?

Int. 9. What would be the comparative cost of said division on the two different plans including the towing paths?

Ans. 9. By Mr. Gooding. The cost of the canal on the elevated level cannot be given with any accuracy without further examination on the ground, the cost of constructing the summit division on the present plan as estimated is - - - - - 5,871,324 97
The summit raised (as assumed) - - 2,000,000 00

Diff. $3,871,324,97

Intg. 13. What is the estimated cost of the towing path on summit division, on the present plan?

Ans. 10. By Mr. Gooding. It is not proposed to cut the towing path down on the summit on the present plan. The estimates include the whole cost?

Intg. 11 What is the width of summit division at the top of the slope wall on the present plan.

Ans. 11 By Mr. Gooding. The width at the top in 18 feet rock excavation would be 66 feet.

Intg. 12. What would be the cost of making a feeder of the Calumet River for said summit division, and what advantage would result therefrom, and what distance is said river navigable?

Ans. 12. By commissioners, and by Mr. Gooding. Neither the Commissioners nor the Engineers are in the possession of any data, that would warrant the expression of an opinion. While maturing their plan of operation, they relied for information in reference to the Calumet upon Mr. Bucklin's report.

Intg. 13. What amount of State lands would be drained by making the Calumet a feeder?

Ans. 13. By Commissioners and by Mr. Gooding. Much would depend upon the level adopted for the feeder under the most favorable plan for the purpose, parts of four sections of State lands would be drained, as may be seen by the maps of the Chicago land district.

Intg. 14. Has the Fox River been carefully examined, or any other streams for the purpose of feeders to the canal upon the high level plan, and was not such examination frequently urged?

Ans. 14. By Mr Gooding. The Fox River was examined with great care nearly to the State line, and found to be unavailable as a feeder, unless at an expense wholly unwarrantable. Such an examination was never urged upon the Commissioners. So far from it, the experiment was denounced by persons in the most unmeasured terms. No other stream was examined. Mr. Bucklin guaged the Des Plaines as well as the Calumet, and the Legislature has decided against such a reliance.

Intg. 15. What is the probability and practicability of the State of Indiana extending the Erie canal westardly and connecting it with the Calumet river, Lake Michigan, and

the Illinois river, and have you not recommended this as an important work?

Ans. 15. By Mr. Gooding. The practicability of constructing the canal has been proved, but it is not known whether Indiana has taken any measures to extend it westward to the State line. A connexion of this work, (in case it should be made,) with the Illinois and Michigan canal has been spoken of as important.

Intg. 16 What is the distance from the canal through the Saganash Swamp, to the Calumet at the nearest practicable point.

Ans. 16. By Mr. Gooding. About 15 1-2 according to the maps of the land district.

Intg. 17. What amount of water per second of the Oplain River, at or near the mills, opposite the lower end of the summit division?

Ans. 17. By Mr. Gooding. The quantity of water in the Des Plaines river is only known by the former reports of Engineers, no guage having been made the past season.

Interg. 18. Why was not the canal located at the town of Juliet?

Ans. 18. By Commissioners and Engineer. Because a majority of the Commissioners were not satisfied that sufficient examination had been made to justify so important a location. They believed that precipitate action might jeopard the interest of the State as well in regard to the value of their property as the permanency of the work, and time has convinced them, that while the citizens of Juliet has sustained no injury the State has been materially benefited by the procrastination. Besides the consideration of damages, and the use of a large water power it was thought worthy of deliberate enquiry, whether the plan of passing the river Des Plaines in the pool of a dam as contemplated by the present Engineers would be as safe as the acqueduct recommended by Mr. Bucklin.

Intg. 19. What plan have you adopted for passing the Kankakee Bluffs?

Ans. 19. By the Engineer. The estimate for passing the Kankakee Bluff is by an independent canal, and slope wall is estimated to protect the embankment, when exposed to the action of floods.

Intg. 20. What would be the cost of contracting a slack water navigation from the foot of the Rapids on the Illinois

river to the head of Lake Juliet, taking Mr. Hurd's estimate as a biass?

Ans. 20. By the Engineer. To estimate the cost of making slack water navigation of the Illinois river with any accuracy without a survey, is impracticable, and to assume Mr. Hurd's estimate as a basis would not shew a fair comparison of cost between slack water and the Illinois and Michigan canal as now estimated, he having estimated to charge (it is believed) at $1500 per foot lift, and the estimate of Lockage on the Western division of the canal being 3,000 dolls. per foot lift. Other items will also shew a great difference.

Intg. 21. Is it contemplated to dam the Oplain river at any point above, at or below Juliet. If so, what will be the length, height and expense of said dam?

Ans. 21. By Engineer. It is contemplated to dam the Des Plaines river at or near Juliet. The length of the dam 150 feet; height above foundation 8 feet, cost 3,800 dolls.

Intg. 22. What time will it require to complete the deep-cut between Lockport and Chicago?

Ans. 22. By Commissioners and Engineer. It can be easily executed in five years if money be regularly provided.

Ans. 22. By J. Manning. Eight years, in case the part between the Point of Oaks and Saganaskee Swamp, be not put under contract the next season.

Intg. 23. Have you made any examination so as to ascertain if the deep-cut cannot be dispensed with on the summit level?

Ans. 23. By Commissioners and Engineers. It has already been answered that the country between the Fox River and Des Plain was explored with that view. The Calimet and the Des Plains have also been mentioned in connection with the subject. The deep cut might probably have been dispensed with but the uncertainty was deemed to be too great to justify a suspension of the emphatic orders of the Legislature.

Intg. 24. Have the Commissioners determined on any point for said Canal to cross the Oplain River?

Ans. 24. By the Commissioners and Engineer. They have not. Their answer to question 18 will explain the reason.

Intg. 25. Are the locks near the Grand Rapids, and near the town of Mersailes placed on lands owned by the State?

Ans. 25. By the Engineer. They are not.

Intg. 26. What have you allowed for earth excavation per yard on deep cut, when constructed on the high level, and what per cubic yard for rock excavation on the same?

Ans. 26. By Engineer. Average price per cubic yard for earth 25 cents, for Rock $1,25.

Intg. 27. What is the estimated expense of Calamic feeder, and whether the estimate has been made with regard to the lowest level that the valley of the feeder line will admit of, and would not the valley of Stoney creek be the proper location?

Ans. 27. By the Engineer. No estimate can be made of the feeder, the valley of Stoney creek has not been examined.

Intg. 28. What is the amount of perpendicular rise from the level of Fox River, to the rapids of Marsailles, and also the perpendicular rise from the latter point to the first place on the Illinois river that an ordinate strikes said river, and the rise from point to point until the line strikes the river at lake Juliet?

Ans. 28. By Engineer. Rise from Fox river to the head of the Grand rapids, about 16½ feet; the rise to different points between this and head of the lake cannot be correctly given from notes here.

Intg. 29. What quantity of water will the Calamic discharge per hour, allowing the river to be ninety yards, average depth eighteen inches, average current two miles per hour?

Ans. 29. By Engineer. 10,560X270X1.5=4,276,800 C. feet.

Intg. 30. What quantity of water do you suppose passes out of the Saganash Swamp and Grassy Lake. Also that portion that passes down the valley of the Stoney Creek, as well as that portion of water which empties into the Oplain river?

Ans. 30. By Engineer. In seasons of severe droughts not a drop.

Intg. 31. What amount of water would be lost by leakage and what amount by evaporation, in passing a feeder fifteen miles?

Ans. 31. By Engineer. This would depend on the arrangements of the level. If the surface of the water should be below the surface of the ground, the only loss would be by evaporation.

Intg. 32. What amount of water will be required to insure a navigation of four feet water in a canal of the dimensions of the present contemplated canal?

Ans. 32. By Engineer. This also would depend on the arrangement of the level. The usual allowance of a canal of 40 feet surface and 4 feet deep, is 100 c. feet per mile per min-

ute, and if the section be enlarged, the quantity should be increased in proportion.

Intg. 33. What do you believe the Oplain river affords in cubic feet per minute, in a dry time, at a point immediately above the junction of the Saganash Swamp. Also, what amount does it afford per minute at Lockport or the lower end of summit division. The object being to ascertain the increase quantity before the Saganash Swamp?

Ans. 33. By Engineer.

The quantity of water, according to Mr. Bucklin, is in one place (above the Saganaskee) 60,000 c. feet per hour, and in another place a few miles above Lockport 72,000 c. feet per hour.

Intg. 34. Have the Engineers or any of the late Canal Commissioners, any interest in the land upon which any of the locks of said Canal are located, and if so, where are they situated? (35 below.)

Ans. 34 & 35. By Mr. J. Manning.

Mr. E. B. Talcott has an interest in a town site at the point of oaks, obtained last spring. Messrs. Gooding and Talcott one at the mouth of the Saganaskee Swamp, obtained last spring also. Col. Archer a piece of land at same place obtained the past season. Also a part of town site adjoining Lockport, obtained June 1835. Messrs. Gooding and Talcott also an addition to the same town, obtained the past season. I have also heard that Mr. Hubbard has an interest at Marseilles and Ottawa, and Col. Archer some on Beaureau creek. This information I have only from the statements of other persons except the first herein mentioned.

Intg. 35. Are the Engineers or any of the late Canal Commissioners interested in any lands or lots, or town sites, in the vicinity of the present location of the canal, and if so, what lands, lots, or town sites are they, and when were they obtained? (*See answer above.*)

Intg. 36. What are your views in regard to the practicability of prosecuting the work of excavation in deep cut during the months of March, April and May? Do you, or do you not, think that during those months the accumulation of water in the canal will render it tedious and expensive, if not wholly impracticable to work on that part of the canal those months, if cut below the high level?

Ans. 37. By Mr. Gooding.

I think that the difficulty of excavating the work in the

spring, in consequence of the accumulation of water, would be considerably increased, but that it would not be impracticable to continue the work.

By Edward Smith.

Judging from my own knowledge of the earth cutting in so much of the deep cut of canal as lies between the head of South Branch and the Point of Oaks, derived from experiments and observation of similar ground in the same prairie, and from information obtained from intelligent persons who have resided many years at Chicago, I have no hesitation in giving it as my opinion that the excavation on this part of the deep cut cannot be prosecuted during the spring months to any advantage, and perhaps not until the June freshets shall have subsided.

In the Rock cutting in the valley of the Aux Plaine, much would depend upon the compactness of the rock, and its capacity to exclude the superincumbent water from the prism of the canal. If fissures to any extent should be met with in the rocks (and this is a contingency which an Engineer should expect, and be prepared to encounter in a limestone country,) the work would be enormously expensive at any season of the year, and certainly impracticable during the rainy seasons and high water. During the spring months and the casual freshets of the season, the Aux Plain river, Mud-Lake, the Saganaskee Swamp, and other surrounding depressions of country, will be holding water, at an elevation of from 18 to 20 feet above the bottom of Canal.

The great impediment to the whole *deep cut* aside from the actual amount and description of materials, is to be found in the flatness of the country through which the whole route passes. The utter impracticability of giving a sufficient declivity to the drains to carry off any considerable amount of water, after it shall have been pumped from the work, is a very discouraging feature of the plan. The difficulties to be encountered in getting rid of the water on the work are so great that I am not prepared to give the least encouragement that any part of the excavation of the deep cut lying below the surface of the contiguous waters could be prosecuted during the months named in this interrogatory.

By J. Manning, (Ans. to 37.)

From what information I have obtained, I am induced to believe that it will be extremely difficult to excavate on the deep cut during the months above mentioned.

By Samuel Hackelton, (Ans. to 37.)

From observation of the section of country through which the route of the canal passes, I do not hesitate to say, that it will be extremely difficult to progress with the work during the months of March, April and May, and it is not unfrequently the case, that the wet prairie marshes and the Saganaskee Swamp, are inundated to a vast extent in June.

It will be with great difficulty and expense that the expansion of the waters of the Des Plaines at the mouth of the Saganaskee Swamp and other places can be controlled, as the soil on the margin is a deposit of the lightest character approaching a fluid, and that it will require expensive embankments to confine the water in its natural channel, in order to progress with the work, even in times of extreme drought, as the line of the canal passes on ground but little elevated above the surface of Portage Lake and the river Des Plaines which it strikes, a great part of the deep cut must necessarily be executed below the bed of those waters, consequently the accumulation of waters in the canal in time of freshets would render the progress of the work impracticable.

Intg. 38. Does the history of canaling of modern Europe or America, present a single case that presents so many difficulties as the summit division of Illinois and Michigan Canal, should the deep cut be adopted?

Ans. 38. By Mr. Gooding.

I am unacquainted with the history of ALL the Canals in Europe and America, but believe that greater difficulties have been encountered and overcome on other works than are presented on the Illinois and Michigan Canal.

I am not, however, acquainted with any work where the expense would be as great for a similar extent, as the summit division of said Canal.

Ans. By Edward Smith.

In replying to this interogatory, without books at hand to which to refer for the information required, I can only give my own impressions in regard to it. I am inclined to think there is not a work in Europe and certainly not in this country which has been undertaken with as many discouraging obstacles to its excution.

The construction of the division of the Ohio and Chesapeake Canal along the Great Falls of the Potomac river, was regarded at the time of its projection by General Bernard, as presenting more appaling obstacles, than had ever before been

overcome in the construction of Canals; yet this work, estimated by the U. S. Engineer at $80,000 per mile, has been completed at a cost considerably within the estimates. It is to be supposed that the distinguished foreign Engineer, then at the head of the Engineering Department of the United States Government, well acquainted with all the Canals in Europe and this country; and such were his opinions of the work above alluded to.

Ans. By Samuel Hackelton.

The history of canaling in modern Europe does not present a single instance where so many difficulties are to be overcome as those presented by adopting the stupendous cut through the summit ridge, if the reports of experienced and talented European Engineers can be relied on, and a comparison of the estimates of the work, as reported by the Engineers with those of other works in the United States, will show that no work of like magnitude has ever been attempted in America.

Intg. 39. If a slope wall should be necessary, from the Chicago river to the Point of Oaks, what would be the cost?

Ans. 39. By Mr. Gooding.

Should it become necessary to protect the banks of the canal from Chicago river to the Point of Oaks, after the canal is completed, 46,800 c. yards of slope wall will be required for the purpose. This will raise the walls one foot in perpendicular height above the top water line of canal and from thence one foot thick. The rock excavation from the canal may be taken in boats at a moderate expense, to any place desired, and it is believed that $3 00 per c. yd. will be a fair price for the wall.

46,800 c. yds. slope wall a $3=$140,400 000

Ans. 39. By Edward Smith.

If a slope wall shall be necessary to prevent the injury to the slopes of the canal, to be apprehended from the severe frosts of the country and otherwise, on that part of it from the Chicago river to the Point of Oaks, I should estimate the cost at about half a million of dollars.

If a wall should be made at all, I am inclined to think, that it should be extended to the natural surface of earth; as it is from the summit that frost slides are to be apprehended, thereby destroying the towing path, and obstructing the navigation of the canal. By averaging the depth of cutting at 18 feet, and allowing a slope of 1 to 2, it would require 17,318 X

perches of slope wall to the mile, one foot thick, or 129,885 perches of 7½ miles By a reference to the report of William Gooding Esquire, Engineer of the work, I find that the contract price for slope wall on the lower division, is $5 61 per yd.

But as the rock on the upper division will be quarried to the hand from the rock cuttings in the valley of the Des Plains, and the upper two thirds of the wall can be laid from boats in the canal, after it is filled with water, I should think that an average of $4 per perch would be an ample estimate, giving the sum of 519,540 dollars for the whole work.

Intg. 40. What length of time have you been acquainted with the Calumet river, and what is the width, and depth of said river, and velocity of its current per hour at or near the head of the Rapids on said river, at low water mark?

Ans. 40. By Mr John Blackstone.

I have been acquainted with the Calumet river for the last three years. The width of the river in low water is about 90 yds., and about fourteen inches deep. The velocity of the current is about two miles per hour at the head of the Rapids.

Note, By Doctor Madden.

The amount of water by the above answer is as follows:— 10560X270X1 1-6=3,326,400 c. feet per hour.

Intg. 41. What is the fall to the summit division, and what water will it afford per minute. Also how many run of stone will it drive of a given diameter?

Ans. 41. By Mr, Gooding.

The average current through the deep cut or summit division cannot be calculated with perfect accuracy, for the fluctuations of Lake Michigan will effect it materially.

It is believed however that a current of one half mile per hour may be be safely assumed as the average for calculation. This would give 12,339 c. feet per minute, from which deduct leakage water for 100 boats per day, equal to 1,362 c. feet per minute, and there remains 10,977 c. feet or say 10,000 c. feet of water per minute for hydraulic purposes.

The result of experiment has shown that 360 c. feet per minute, with nine feet fall, is sufficient to drive one pair of mill stones of 4½ feet in diameter, consequently 28 pairs (nearly) may be driven for every 9 feet of leakage, or 234 pairs of mill stones on the middle division, for all of which it is fair to calculate the hydraulic power to be obtained by introducing the waters of Lake Michigan.

The value of this power cannot well be calculated, for the revenue arising from rent merely, forms but a small part of it. This value consists chiefly in the amount of capital which such power when applied to manufacturing purposes will employ and the business it will create.

The rent merely may be calculated at $303 a year per run of stones or $67,200 which is the interest at 6 per cent. on $1,120,000.

Intg. 42. Should slack water navigation be adopted from foot of Rapids to Lake Juliet what would be the water power obtained thereby, supposing the mill stones to be four feet and one half in diameter?

Ans. 42. By Mr. Gooding.

To this interrogatory no correct answer can be given, for the quantity of water in the river is not known, and neither can it be ascertained how much of the time of this power would be injured or wholly destroyed by high water.

Intg. 43. Would the adoption of the higher summit depending upon the waters of the Des Plaines and Calumet rivers injure the hydraulic privileges upon the Des Plaines below?

Ans. 43. By Mr. Gooding.

I think the hydraulic privileges on the Des Plaines river would be almost or entirely destroyed if the higher summit were adopted.

There would be a water power during a part of the season, but as this power could not be permanent, it would be of no great value.

Intg. 44. What would be the probable amount of injury that yourself and others (who are authorized to locate the Illinois and Michigan Canal) would sustain at Lockport by adopting the high level. Also what amount of injury would said persons sustain at Marseilles and Peru, by a change of said canal line to the river, in relation to hydraulic power as well as in other respects. Also, will not a guard lock be necessary where the canal enters the Chicago river?

Ans. 44. By Mr. Gooding, Engineer.

The Canal Commissioners *were* authorized to locate the Illinois and Michigan canal, but I am not aware that any persons have now the authority.

The interest that *I* have near Lockport, (I cannot speak for *others*) depends upon the water power already existing for its value. There is here above 15 feet fall in the Des Plaines river, which may be used on the land in which I have an in-

terest, but it would be hard to say how much this would be diminished in value by a change of plan, as its present value is a mere matter of opinion.

I am not apprised which or how many of "said persons" have an interest at Marseilles or Peru, or what the nature or amount of that interest may be, nor, consequently, how a change from canal to slack water would affect its value.

A guard lock should be constructed at Chicago river, though not absolutely necessary. It is believed that the fluctuation of water on the summit level would neither greatly injure the navigation of the Canal, or endanger its security.

Intg. 45. What proportion of rock excavation of deep cut on summit division do you suppose to be solid, or of that description which comes under the denomination of solid rock, and will have to be paid for as such?

Ans. 45. By Samuel Hackelton.

To this interogatory no definite answer can be given, as the excavation in no place had been made of sufficient depth to ascertain the quality of any one section with accuracy. The rock is limestone and approaches the surface in many places, and the quarrying is good for the first two or three feet, but as the depth progressed, the strata increased in thickness, and the labor of quarrying greatly augmented; some of the contractors had already resorted to blasting, and should the difficulties continue to increase in like proportion, eight or ten feet of the bottom would necessarily require the pay of solid rock

Mr. Minor moved that 3000 copies of said report be printed.

Mr. Morton moved 2000.

Mr. Ralston moved 1000.

The question was then taken on 3000,

And decided in the negative.

The question was then taken on 2000,

And determined in the negative.

The question was then taken on 1000,

And not agreed to.

Mr. Murphy of Vermilion, moved 200.

Mr. Turney moved 800,

Which was not agreed to.

Mr. Happy moved 500,

Which was not agreed to.

Mr. Paullin moved 300.
Mr. McMurtry moved 450.
Mr. Douglass moved that the House adjourn;
Which was decided in the negative.
Mr. Dement moved to re-consider the vote just taken, on printing 2000,
Which was not agreed to.
The question was then taken on printing 450,
And decided in the affirmative.
Mr. Cloud from the same committee, also reported a bill, entitled
"An act to amend an act entitled, an act for the construction of the Illinois and Michigan canal," approved January 9, 1836.
Which was read the first time, and
Ordered to a second reading.
On motion of Mr. Dawson,
The rule of the House was dispensed with, and the bill read a second time by its title,
Mr. Dawson moved to lay the bill on the table, and that 150 copies be printed.
Mr. Dement moved that 270 copies be printed,
Which was not agreed to.
The question was then taken on Mr. Dawson's motion,
And decided in the affirmative.

And then the House adjourned until Monday morning 10 o'clock.

Monday, January 23, 1837.

House met pursuant to adjournment.

Mr. Dawson, from the committee on enrolled bills, reported as correctly enrolled bills of the following titles, viz:
"An act to locate a State road from Chester to Salem."
"An act to authorize Thomas Reynolds and Elisha Seymour

to build a toll bridge across the Kaskaskia river at Farmington, in the county of St. Clair." And

"An act to incorporate the Pike county Mutual Fire Insurance company."

Message from the Senate by Mr. Thomas, their Secretary.

Mr. Speaker,

The Senate have passed bills of the following titles, viz:

"An act to re-locate the State Penitentiary."

"An act prohibiting the circulation of small Bank notes." And

"An act for the relief of the Sheriffs therein named."

In the passage of which several bills they ask the concurrence of the House of Representatives.

And he withdrew.

Mr. Turney moved to re-consider the vote taken on Saturday last, on ordering 450 copies of the report of the committee on Roads and Canals to be printed;

Which was not agreed to.

Mr. Morton moved the printing of 2,000.

Mr. Turney moved 4,000.

Mr. Logan moved 5,000.

Mr. Walker of Morgan moved 3,000.

Mr. Lane moved 3,500 with the accompanying documents.

The question was then taken on 5,000;

And not agreed to.

The question was then taken on 4,000;

And decided in the negative.

The question was then taken on printing 3,500, and accompanying documents;

And decided in the affirmative.

Another message from the Senate by Mr. Thomas, their Secretary.

Mr. Speaker:

The Senate have passed bills of the following titles, viz:

"An act to amend an act regulating the salaries, fees, and compensation of the several officers and persons therein mentioned, approved February 19th, 1827."

"An act to locate a State Road from opposite Clarksville, at the ferry in Calhoun county, to intersect the State road near Pittsfield, in Pike county." And

"An act incorporating the Monroe Mining Manufacturing and Exporting Company."

In the passage of which several bills they ask the concurrence of the House of Representatives.

They have concurred with the House of Representatives in the passage of the bill, entitled,
"An act for the relief of Charles I. Weed."
And then he withdrew.

Mr. Galbreath presented the petition of sundry citizens, praying the construction of a turnpike road from Quincy to Springfield,
The reading of which was,
On his motion,
Dispensed with, and
Referred to the same select committee to which other petitions on the same subject were referred.

Mr. Hogan presented the petition of sundry citizens of Alton, praying certain amendments to their charter,
The reading of which was,
On his motion,
Referred to a select committee.
Ordered, That Messrs. Hogan, Smith of Madison, and Enloe be that committee.

Mr. Leary presented the petition of sundry citizens of Sangamon county, praying the confirmation of a road therein named,
The reading of which was,
On his motion,
Dispensed with, and
Referred to a select committee.
Ordered, That Messrs. Dawson, Lincoln, and McCormick be that committee.

Mr. Pace presented the petition of sundry citizens of Jefferson county, praying the alteration of a part of the State road from Mount Vernon to New Nashville,
The reading of which was,
On his motion,
Dispensed with, and
Referred to a select committee.
Ordered, That Messrs. Pace, Crain, and Huey be that committee.

Mr. Wilson presented the petition of sundry citizens, pray-

ing the location of a Road from Springfield, via Athens, to Pekin,

The reading of which was,

On his motion,

Dispensed with, and

Referred to a select committee.

Ordered, That Messrs. Wilson, Witt, and Wood be that committee.

Mr. Smith of Wabash, from the committee on Internal Improvements to which was referred the bill, entitled

"An act to establish and maintain a general system of Internal Improvements,"

Reported the same back with sundry amendments.

On motion of Mr. Douglass,

The report was amended by striking out the words, "and if not, then by a majority of the corporators named in the act of incorporation."

Mr. Carpenter moved to amend the report of the select committee, by adding the following, to wit:

A lateral rail-road from McLeansboro', via Mount Vernon, to some suitable point on the Central Rail-road—and the sum of ——— thousand dollars is hereby appropriated to the construction of the same.

On the question,

Shall said amendment be adopted?

It was decided in the negative.

Mr. Leary moved to amend the bill in the 105th line of sec. 18, by striking out the words "one hundred thousand," and inserting in lieu thereof the words "one hundred and twenty-five thousand:" also by inserting in the 108th line after the words "St. Louis" the words "from Danville to Chicago:" also by inserting after the word "St. Clair," in 114th line "twenty-five thousand dollars on that portion of said road lying between Danville and Chicago;" and further by inserting after the words "mail route" in 115th line the words "from Vincennes to St. Louis:"

Which was not agreed to.

Mr. Logan moved to amend the report by adding the following, viz:

And also one hundred thousand dollars, to be appropriated to the State road from Danville to the Wabash opposite Vincennes: And also fifty thousand dollars for the improvement of the Embarrass river from Shaw's Mill to the mouth of said river.

On the question,

Shall said amendment be adopted?

It was decided in the negative.

The report of the committee as amended was then concurred in.

Mr. Minshall moved to amend the bill by inserting the words "Mount Sterling and Rushville in Schuyler county," in the 138th line after the word "via;"

Which was not agreed to.

Mr. Wheeler moved to amend the 18th section of the bill by adding after the words "Schuyler county," the words "through Pike county;"

Which was not agreed to.

Mr. Shields moved to amend the 18th section of the bill, 4th article, by striking out "$50,000," (the sum appropriated to the improvement of the Kaskaskia river,) and insert "$100,000."

Mr. English moved that the House adjourn until 2 o'clock, P. M.

Which was not agreed to.

The question was then taken on the motion of Mr. Shields to amend,

And decided in the negative, by yeas and nays as follows, upon the call of Messrs. Moore of St. Clair and Shields, to wit:

In the affirmative,

Messrs. Charles, Crain, Cullom, Davidson, Edwards, Green of Clay, Hankins, Harris, Hogan, Huey, Lane, Leary, Logan, Lyons, McCormick, McMurtry, McClernand, Madden, Moore of St. Clair, Pace, Reddick, Shields, Stuntz, Thompson, Turley, Watkins, Whitten, Witt, and Mr. Speaker—29.

In the negative,

Messrs. Able, Aldrich, Atwater, Ball, Barnett, Carpenter, Cloud, Courtright, Craig, Dement, Diarman, Dollins, Dougherty, Douglass, Dubois, Dunbar, Edmonston, Elkin, English, Enloe, French, Galbreath, Happy, Hardin, Hinshaw, Hunt, Lagow, McCown, Marrs, Minor, Minshall, Moore of McLean, Morton, Murphy of Perry, Murphy of Vermilion, Naper, Odam, Oneille, Paullen, Ralston, Rawalt, Smith of Madison, Smith of Wabash, Turney, Voris, Walker of Morgan, Wheeler, and Wood.—48.

Mr. Logan moved to amend the 18th section of the bill by adding the following between the 104th and 105th lines, to wit;

For the improvement of the Big Muddy, for which the sum of fifty thousand dollars is hereby appropriated: and the said Board of Commissioners of Public Works are hereby authorized and required to apply and expend the said appropriation in the construction of slack water navigation in the said river, adapted to steam boat, keel boat, and flat boat navigation, beginning at the mouth of the said river.

And then the House adjourned until 2 o'clock, P. M.

2 o'clock, P. M.

House met pursuant to adjournment.

Mr. Dawson, from the committee on Enrolled Bills, reported that they had this day laid before the Council of Revision bills of the following titles, viz:

"An act to locate a State road from Salem to Chester."

"An act to authorize Thomas Reynolds and Elisha Seymour to build a toll bridge across the Kaskaskia river at Farmington in the county of St. Clair." And

"An act permanently establishing the Appalonia District in Morgan county, and for other purposes."

On motion of Mr. Cullom,

The orders of the day were postponed.

The question pending when the House adjourned, being the motion to amend as proposed by Mr. Logan, again coming up for consideration:

The question was put upon the adoption of said amendment and decided in the negative by yeas and nays as follow, upon the call of Messrs. Logan and Hardin, to wit:

In the affirmative,

Messrs. Cullom, Davidson, Dawson, Dollins, Edwards, Elkin, English, Enloe, Green of Clay, Hardin, Harris, Huey, Lane,

Leary, Lincoln, Logan, Lyons, McCormick, McMurtry, Minor, Minshall, Morton, Odam, Pace, Shields, Stuntz, Thompson, Walker of Morgan, Witt, and Mr. Speaker—30.

In the negative,

Messrs. Able, Aldrich, Atwater, Ball, Barnett, Bently, Carpenter, Charles, Cloud, Courtright, Craig, Crain, Dement, Diarman, Dougherty, Douglass, Dubois, Dunbar, Edmonston, French, Galbreath, Hankins, Happy, Hinshaw, Hunt, Lagow, McCown, Madden, Marrs, Moore of McLean, Murphy of Perry, Murphy of Vermilion, Naper, Oneille, Paullen, Ralston, Rawalt, Reddick, Smith of Madison, Smith of Wabash, Turley, Turney, Voris, Watkins, Wheeler, Whitten, Wilson, and Wood—48.

Mr. Wheeler moved to amend the bill by striking out all after the enacting clause, and insert the following, viz:

Resolved, That this is not a proper time to enter into a general system of Internal Improvements; because there is more business now before the House than can be completed before the usual time of adjournment.

Resolved, That we wish to have some expression from the people whether they will go into the business of Internal Improvements, and if so to what extent.

Resolved, That we believe that to complete the several rail roads in contemplation, would cost more than the work would be worth after completed.

Resolved, That we are of the opinion that the State of Illinois is not prepared to borrow a large amount of money for the purpose of making rail roads.

Resolved, That we will not borrow money and pledge the faith of the State for the purpose of making rail roads, without being instructed so to do.

Resolved, That we will not commence any system of Internal Improvements, where we shall be compelled to resort to taxation to defray the expenses of, without being instructed so to do.

On the question,

Shall the amendment proposed by Mr. Wheeler be adopted?

It was decided in the negative, by yeas and nays as follow, upon the call of Messrs. Wheeler and Murphy of Vermilion, to wit:

In the affirmative,

Messrs. Carpenter, Bently, Diarman, English, Harris, Lane, Thompson, Wheeler and Witt—9.

In the negative,

Messrs. Able, Aldrich, Atwater, Ball, Barnett, Charles, Cloud, Courtright, Craig, Crain, Cullom, Davidson, Dement, Dollins, Dougherty, Douglass, Dubois, Dunbar, Edmonston, Edwards, Elkin, Enloe, French, Galbreath, Green of Clay, Hankins, Happy, Hardin, Hinshaw, Huey, Hunt, Lagow, Leary, Lincoln, Logan, Lyons, McCormick, McCown, McMurtry, McClernand, Madden, Marrs, Minor, Minshall, Moore of McLean, Moore of St. Clair, Morton, Murphy of Perry, Murphy of Vermilion, Naper, Odam, Oneille, Pace, Paullen, Ralston, Rawalt, Reddick, Shields, Smith of Madison, Smith of Wabash, Stuntz, Turley, Turney, Voris, Walker of Morgan, Watkins, Whitten, Wilson, Wood, and Mr. Speaker—70.

Mr. McMurtry moved to amend the 18th section, 11th clause, by striking out all after the words "from Peoria to the Mississippi," and insert "via Knoxville, in Knox county, and Monmouth to Oquaka in Warren county,"

Which was not agreed to.

Mr. Lane moved to amend the bill by adding an additional section, to wit:

"Sec. 51. *And be it further enacted*, That at the next biennial election, a vote of the people of Illinois shall be taken for the approval or rejection of the above act, and if a majority of the people be in favor of said act, then it shall be in full force, otherwise to be null and void."

On the question

Shall the amendment proposed by Mr. Lane be adopted?

It was decided in the negative, by yeas and nays as follow, upon the call of Messrs. McMurtry and Lane, to wit:

In the affirmative,

Messrs. Atwater, Bentley, Carpenter, Cullom, Davidson, Diarman, Dollins, English, Harris, Lane, Logan, McCown, McMurtry, Marrs, Minshall, Paullen, Thompson, Watkins and Witt—20.

In the negative,

Messrs. Able, Aldrich, Ball, Barnett, Charles, Cloud, Courtright, Craig, Crain, Dawson, Dement, Dougherty, Douglass, Dubois, Dunbar, Edmonston, Edwards, Elkin, Enloe, French, Galbreath, Green of Clay, Hankins, Happy, Hardin, Hinshaw, Hunt, Lagow, Leary, Lincoln, Lyons, McCormick, McClernand, Madden, Minor, Moore of McLean, Moore of St. Clair, Morton, Murphy of Perry, Murphy of Vermilion, Naper, Odam, Oneille, Pace, Ralston, Rawalt, Reddick, Smith of

Madison, Smith of Wabash, Stone, Stuntz, Turley, Turney, Voris, Walker of Morgan, Whitten, Wilson, Wood, and Mr. Speaker.—53.

Mr. Cullom moved to amend the bill as follows, to wit:

"And a branch rail road from the town of Bloomington, in McLean county, via the towns of Mackinaw and Tremont, to Pekin in Tazewell county: and that the sum of three hundred and twenty thousand dollars is hereby appropriated for the construction of the same."

On the question shall the amendment as proposed by Mr. Cullom be adopted?

It was decided in the negative, by yeas and nays as follow, upon the call of Messrs. Cullom and Lane, to wit:

In the affirmative,

Messrs. Craig, Cullom, Davidson, Dawson, Douglass, Edmonston, Edwards, Elkin, English, French, Green of Clay, Harris, Hinshaw, Lane, Leary, Lincoln, Lyons, McCormick, McMurtry, Minshall, Moore of McLean, Morton, Rawalt, Reddick, Shields, Walker of Morgan, Wilson and Witt—28.

In the negative,

Messrs. Able, Aldrich, Atwater, Ball, Barnett, Bently, Charles, Cloud, Courtright, Crain, Dement, Diarman, Dollins, Dougherty, Dubois, Dunbar, Galbreath, Hankins, Happy, Hardin, Huey, Hunt, Lagow, Logan, McCown, McClernand, Madden, Marrs, Minor, Moore of St. Clair, Murphy of Perry, Murphy of Vermilion, Naper, Odam, Oneille, Pace, Paullen, Ralston, Smith of Madison, Smith of Wabash, Stone, Stuntz, Turley, Turney, Voris, Watkins, Whitten, Wood and Mr. Speaker—48.

Mr. Lyons moved to amend the bill by inserting in the 139th line after the word "Macon county," the word "Sidney," in Champaign county.

Which was agreed to.

Mr. Carpenter moved to amend the 18th section of the bill by striking out all after the word "road," in the 129th line, to the word "Equality," in the 131st line, and insert the following, to wit:

"At or near Carlyle, and thence via Mount Vernon, McLeansboro' and"

On the question, shall the amendment proposed by Mr. Carpenter be adopted?

It was decided in the negative.

Mr. McMurtry moved that the House adjourn,

Which was not agreed to.

Mr. Bently moved to amend the bill by striking out all works and appropriations, except the central rail road from the mouth of the Ohio, and the rail road from the Wabash to the town of Quincy on the Mississippi river, and the appropriations for their construction.

On the question, shall the amendment proposed by Mr. Bently be adopted?

It was decided in the negative, by yeas and nays as follow, upon the call of Messrs. Bently and Ball, to wit:

In the affirmative,

Messrs. Bently, Cullom, English, Hardin, Harris, Lane, Logan, McMurtry, Minor, Paullen and Witt—11.

In the negative,

Messrs. Able, Aldrich, Atwater, Ball, Barnett, Carpenter, Charles, Cloud, Courtright, Craig, Crain, Davidson, Dawson, Dement, Diarman, Dollins, Dougherty, Douglass, Dubois, Dunbar, Edmonston, Edwards, Elkin, French, Galbreath, Green of Clay, Hankins, Happy, Hinshaw, Huey, Hunt, Lagow, Leary, Lincoln, Lyons, McCormick, McCown, McClernand, Madden, Marrs, Minshall, Moore of McLean, Moore of St. Clair, Morton, Murphy of Perry, Murphy of Vermilion, Naper, Odam, Oneille, Pace, Ralston, Rawalt, Reddick, Shields, Smith of Madison, Smith of Wabash, Stone, Stuntz, Turley, Turney, Walker of Morgan, Watkins, Whitten, Wilson, Wood and Mr. Speaker —67.

Mr. Witt moved to amend the 18th section of the bill, 127th line, after the word "from" add "Rushville in Schuyler county, Beardstown, Jacksonville, via Manchester, White Hall, Carrollton, Jerseyville and Alton."

And then the House adjourned.

TUESDAY, January 24, 1837.

House met pursuant to adjournment.

The question pending at the adjournment of the House on yesterday being upon the amendment proposed by Mr. Witt, to the bill, for

"An act to establish and maintain a general system of Internal Improvements,"

Again coming up for consideration,

Mr. Lane moved to amend the proposed amendment by striking out the words, "Rushville and Beardstown,"

Which was not agreed to.

Mr. Edmonston moved to amend the proposed amendment, by inserting the word, "Macomb" before the word, "Rushville,"

Which was not agreed to.

The question was then taken upon the amendment to the bill proposed by Mr. Witt,

And decided in the negative by yeas and nays, upon the call of Messrs. Hardin and Witt, as follows, to wit:

In the affirmative,

Messrs. Cloud, Cullom, Davis, Douglass, Edwards, Elkin, English, Happy, Hardin, Harris, Lane, Leary, Lincoln, McCormick, McMurtry, Minshall, Morton, Murphy of Perry, Rawalt, Thompson, Walker of Morgan, Wilson, Witt and Mr. Speaker—24.

In the negative,

Messrs. Allen, Aldrich, Atwater, Ball, Barnet, Bently, Carpenter, Charles, Courtright, Craig, Crain, Davidson, Dawson, Diarman, Dollins, Dougherty, Dubois, Dunbar, Edmonston, Enloe, French, Galbreath, Green of Clay, Hankins, Hinshaw, Hogan, Hunt, Lagow, Logan, Lyons, McCown, McClernand, Madden, Marrs, Minor, Moore of McLean, Moore of St. Clair, Murphy of Vermilion, Naper, Odam, Oneille, Pace, Paullen, Ralston, Reddick, Smith of Madison, Smith of Wabash, Stone, Stuntz, Turney, Voris, Walker of Cook, Watkins, Wheeler, Whitten and Wood—57.

Mr. Wheeler moved to amend the bill, by striking out all after the enacting clause, and insert the following as a substitute, to wit:

"That there shall be an election held during the present session of the Legislature by a joint vote of both houses, to elect a competent Engineer to make the necessary exploration of this State, relative to its susceptibility of Internal Improvements; the character and extent of the improvement that the exigencies of the circumstances now demands, and the probable cost of the same; that said Engineer be authorized to employ such necessary help as he may stand in need of to carry into effect his undertaking. That said Engineer be particularly instructed to examine a route upon which to construct a Rail road commencing at some suitable point on the Ohio river, and running from thence to some suitable north-

ern termination at or between Chicago and Galena; also a cross Rail road, commencing at some notable point on the great Wabash river, and running thence to some point on the Mississippi river, so as to dissect as nearly as practicable into four parts the State of Illinois, and that said Engineer be required to make a full report of his proceedings to the next Legislature, for the ostensible purpose, that in the *interim*, the *people*, the source of all political power, may have an opportunity to fully examine the premises of this momentous question of internal improvements, and thereby be prepared, partially if not strictly, to say to what extent to carry the system."

Mr. Douglass called for a division of the question, upon striking out.

The question was then taken upon striking out,

And decided in the negative, by yeas and nays, upon the call of Messrs. Turley and Harris, as follow, to wit:

In the affirmative,

Messrs. Bently, Carpenter, Cullom, Davis, Diarman, Dubois, English, Enloe, Hardin, Harris, Lane, McCown, McMurtry, Minor, Odam, Stuart, Thompson, Wheeler, and Witt—19.

In the negative,

Messrs. Able, Aldrich, Atwater, Ball, Barnett, Charles, Cloud, Courtright, Craig, Crain, Davidson, Dawson, Dement, Dougherty, Dollins, Douglass, Dunbar, Edmonston, Edwards, Elkin, French, Galbreath, Green of Clay, Green of St. Clair, Hankins, Happy, Hinshaw, Hogan, Huey, Hunt, Lagow, Leary, Lincoln, Logan, Lyons, McCormick, McClernand, Madden, Marrs, Minshall, Moore of McLean, Moore of St. Clair, Morton, Murphy of Perry, Murphy of Vermilion, Naper, Oneille, Pace, Paullen, Ralston, Rawalt, Reddick, Shields, Smith of Madison, Smith of Wabash, Stone, Stuntz, Turley, Turney, Voris, Walker of Cook, Walker of Morgan, Watkins, Whitten, Wilson, Wood, and Mr. Speaker—67.

Mr. Hardin moved to amend the bill by adding a 12th article to the 18th section, as follows, to wit:

"One hundred thousand dollars of the loans to be effected under the provisions of this act, are hereby appropriated to taking stock in the Beardstown and Sangamon canal company, whenever two hundred thousand dollars shall be subscribed by responsible persons, and the said stock when taken by the State, shall be under the control of the Board of Commissioners of Public Works, who shall in all respects superintend the interests of the State in said work, and give the votes to which the State may be entitled, under the provisions of the charter of said company."

And also, to further amend the bill by adding the following additional section, to wit:

"Sec. 51. *Be it further enacted*, That no member of the present General Assembly shall be eligible to any office or appointment whatever, which, under the provisions of this act, may or shall be made by the Board of Fund Commissioners, or by the Board of Commissioners of Public Works, for and during the time for which he shall have been elected a member of this General Assembly."

Mr. English moved to amend the proposed amendment, by adding to the 12th article the following, to wit:

"Also two hundred thousand dollars to the Grafton and Springfield rail road."

Mr. Witt moved to lay said bill and proposed amendments on the table.

Mr. Dougherty moved the previous question.

The question was then taken upon laying said bill and proposed amendments upon the table,

And decided in the negative.

The question was then taken on the amendment proposed by Mr. English to the amendments proposed by Mr. Hardin,

And decided in the negative.

Mr. Hardin called for a division of the question upon the amendments proposed by himself.

The question was then taken upon the amendment, proposing to add a 12th article to the 18th section,

And decided in the negative by yeas and nays, upon the call of Messrs. Hardin and Minshall as follow, to wit:

In the affirmative,

Messrs. Cloud, Cullom Davis, Dawson, Douglass, Dubois, Edwards, Elkin, English, Happy, Hardin, Harris, Lane, Lincoln, Logan, McCormick, McMurtry, Minshall, Morton, Oneille, Rawalt, Reddick, Stone, Stuart, Thompson, Walker of Morgan, Wilson, and Witt—28.

In the negative,

Messrs. Able, Aldrich, Atwater, Ball, Barnett, Bentley, Carpenter, Charles, Courtright, Craig, Crain, Davidson, Dement, Diarman, Dollins, Dougherty Dunbar, Edmonston, Enloe, French, Galbreath, Green of Clay, Green of St. Clair, Hankins, Hinshaw, Hogan, Huey, Hunt, Lagow, Leary, Lyons, McCown, McClernand, Madden, Marrs, Minor, Moore of McLean, Moore of St. Clair, Murphy of Perry, Murphy of Vermilion, Naper, Odam, Pace, Paullen, Ralston, Shields, Smith of Madison, Smith of Wabash, Stuntz, Turley, Tur-

ney, Voris, Walker of Cook, Watkins, Wheeler, Whitten, Wood and Mr. Speaker—58.

The question was then taken upon the remainder of the proposed amendment, by adding an additional section to said bill, to wit: "51,"

And decided in the affirmative, by yeas and nays, upon the call of Messrs. Hardin and Witt, as follow to wit:

In the affirmative,

Messrs. Bently, Carpenter, Charles, Cloud, Cullom, Davidson, Davis, Dawson, Diarman, Douglass, Dubois, Edmonston, Edwards, Elkin, English, Enloe, Green of Clay, Hankins, Hardin, Happy, Harris, Hogan, Huey, Hunt, Lane, Leary, Lincoln, Logan, Lyons, McCormick, McCown, McMurtry, Marrs, Minor, Minshall, Moore of St. Clair, Morton, Odam, Oneille, Pace, Paullen, Ralston, Shields, Smith of Madison, Smith of Wabash, Stone, Stuart, Thompson, Turley, Voris, Walker of Morgan, Watkins, Whitten, Wilson, Witt and Mr. Speaker—53.

In the negative,

Messrs. Able, Aldrich, Atwater, Ball, Barnett, Courtright, Craig, Crain, Dement, Dollins, Dougherty, Dunbar, French, Galbreath, Green of St. Clair, Hinshaw, Lagow, McClernand, Madden, Moore of McLean, Murphy of Perry, Murphy of Vermilion, Naper, Rawalt, Reddick, Stuntz, Turney, Walker of Cook, Wheeler and Wood—30.

Mr. Dougherty then withdrew his motion for the previous question.

Message from the Senate, by Mr. Thomas their Secretary.

Mr. Speaker:

The Senate have passed bills of the following titles, viz:

"An act for the relief of Reni Paul."

"An act to locate a State road from Equality to Vienna,"

"An act to re-locate a part of the State road from Charleston to Paris," and

"An act to re-locate part of a certain State road in Montgomery county, and for other purposes,"

In the passage of which several bills, they ask the concurrence of the House of Representatives.

They have concurred with the House of Representatives in the passage of the bill, entitled

"An act for the benefit of James N. Clark, Administrator of the estate of Benjamin A. Clark, deceased."

They have also concurred with the House of Representa-

tives in the passage of the bills of the following titles, viz:

"An act entitled an act, to locate a State road from York to New Richmond, in the county of Clark," and

"An act to incorporate the Granville Academy,"

As severally amended by them, and ask the concurrence of the House of Representatives in their amendments to said bills.

And then he withdrew.

And then the House adjourned until 2 o'clock P. M.

2 o'clock, P. M.

House met pursuant to adjournment.

Mr. Speaker laid before the House a communication from the Treasurer, in relation to the subject of receiving the share of the Surplus revenue of the United States, coming to this State, &c.

Which was read, and

On motion of Mr. Stone,

Referred to a select committee.

Ordered, That Messrs. Stone, Lane and French be that committee.

Mr. Moore of St. Clair gave notice that he should on Thursday next, or some day thereafter, ask leave to introduce a bill for

"An act for the purposes therein named."

On motion of Mr. Dunbar,

The orders of the day were postponed for the purpose of taking up again for consideration the bill for

"An act for establishing and maintaining a general system of internal improvements."

Mr. Witt moved to amend the bill by adding the following section, to-wit:

"*Be it further enacted*, That there shall be appropriated out of the first loans obtained by the above recited act, the sum of twenty-five thousand dollars to each county in this State, for the use of common schools;"

Which was decided in the negative, by yeas and nays as

follow, upon the call of Messrs. Witt and Murphy of Vermilion, to wit:

In the affirmative,

Messrs. Bently, Capenter, Cullom, Davis, Diarman, Dollins, English, Hankins, Harris, Lane, McCown, McMurtry, Minor, Minshall, Morton, Murphy of Perry, Odam, Paullen, Shields, Thompson, Wheeler, and Witt—22.

In the negative,

Messrs. Able, Aldrich, Atwater, Ball, Barnett, Charles, Cloud, Courtright, Craig, Crain, Davidson, Dawson, Dougherty, Douglass, Dubois, Dunbar, Edmonston, Edwards, Elkin, French, Galbreath, Happy, Hardin, Hinshaw, Hogan, Huey, Hunt, Lagow, Leary, Lincoln, Logan, Lyons, McCormick, McClernand, Marrs, Moore of McLean, Moore of St. Clair, Murphy of Vermilion, Naper, Oneille, Pace, Ralston, Rawalt, Reddick, Smith of Madison, Smith of Wabash, Stuart, Stuntz, Turley, Turney, Voris, Walker of Morgan, Watkins, Whitten, Wilson, Wood, and *Mr.* Speaker.—57.

Mr. Lagow moved the previous question;

Which was decided in the affirmative by yeas and nays, upon the call of Messrs. Witt and Lane, as follow, to wit:

In the affirmative,

Messrs. Able, Aldrich, Ball, Barnett, Charles, Craig, Crain, Cullom, Davidson, Dougherty, Douglass, Dunbar, Edmonston, French, Green of Clay, Hankins, Hinshaw, Hogan, Huey, Lagow, Logan, Lyons, McCown, McClernand, Marrs, Minor, Moore of McLean, Moore of St. Clair, Morton, Murphy of Perry, Murphy of Vermilion, Naper, Ralston, Rawalt, Reddick, Shields, Smith of Madison, Smith of Wabash, Stuntz, Turley, Turney, Whitten, and Wood 43.

In the negative,

Messrs. Atwater, Bently, Carpenter, Cloud, Courtright, Davis, Dawson, Diarman, Dollins, Dubois, Edwards, Elkin, English, Happy, Hardin, Harris, Hunt, Lane, Lincoln, Leary, McCormick, Mc Murtry, Minshall, Odam, Oneille, Pace, Paullen, Stuart, Thompson, Voris, Walker of Morgan, Watkins, Wheeler, Wilson, Witt and Mr. Speaker—36.

The question was then put,

Shall said bill be engrossed as amended, and read the third time?

And decided in the affirmative by yeas and nays upon the call of Messrs. Lane and Witt, as follow, viz:

In the affirmative,

Messrs. Able, Aldrich, Atwater, Ball, Barnett, Charles, Cloud, Courtright, Craig, Crain, Davidson, Dawson, Dollins, Dougherty, Douglass, Dubois, Dunbar, Edmonston, Edwards, Elkin, French, Galbreath, Green of Clay, Hankins, Happy, Hinshaw, Hogan, Huey,

Hunt, Lagow, Leary, Lincoln, Logan, Lyons, McCormick, McClernand, Marrs, Minor, Moore of McLean, Moore of St. Clair, Morton, Murphy of Perry, Murphy of Vermilion, Naper, Oneille, Pace, Ralston, Rawalt, Reddick, Shields, Smith of Madison, Smith of Wabash, Stuntz, Turley, Turney, Voris, Walker of Morgan, Watkins, Whitten, Wilson, Wood, and Mr. Speaker—62.

In the negative,

Messrs. Bently, Carpenter, Cullom, Davis, Diarman, English, Hardin, Harris, Lane, McCown, McMurtry, Minshall, Odam, Paullen, Stuart, Thompson, Wheeler, and Witt—18.

Mr. Douglass gave notice that he should on Thursday next, or some day thereafter, ask leave to introduce a bill for

"An act for the relief of the Sheriffs therein named."

The House now resolved itself into a committee of the Whole House to take into consideration the bill for

"An act for distributing the School Funds of this State among the counties, according to the number of children in each county under twenty years;"

And after some time spent therein,

Mr. Speaker resumed the chair, and

Mr. Carpenter reported that the committee of the Whole House had, according to order, had said bill under consideration, had made some progress therein, and directed him to ask leave to sit again.

On motion of Mr. Dement,

The committee of the Whole House was discharged from the further consideration of said bill.

Mr. McMurtry moved to strike out the first section of said bill.

Mr. Dement moved to refer said bill to a select committee, with the following instructions, to wit:

"To consider what amendments, if any, are necessary to be made to the bill, and to report the same to the House, preserving the principle providing for distribution of the School Funds among the counties, according to population."

Mr. Ralston called for a division, so as to take the question, first upon referring said bill to a select committee of five.

The question was then taken upon referring said bill to a select committee of five;

And agreed to.

The question was then taken upon giving the proposed instructions to said committee,

And decided in the affirmative, by yeas and nays, upon the call of Messrs. Douglass and Courtright, as follow, viz:

In the affirmative,

Messrs. Ball, Barnett, Bently, Carpenter, Charles, Cloud, Craig, Cullom, Davidson, Dement, Diarman, Dollins, Dougherty, Douglass, Dunbar, Edmonston, Edwards, English, Galbreath, Greenof Clay, Hankins, Happy, Hardin, Harris, Hinshaw, Hogan, Huey, Hunt, Lagow, Lane, Leary, Logan, McCormick, McCown, McClernand, Marrs, Minor, Minshall, Moore of McLean, Morton, Murphy of Vermilion, Odam, Oneille, Pace, Paullen, Reddick, Shields, Smith of Madison, Smith of Wabash, Stuart, Stuntz, Turley, Turney, Walker of Morgan, Watkins, Wheeler, Whitten, Witt, and Mr. Speaker—59.

In the negative,

Messrs. Atwater, Courtright, Crain, Dawson, Elkin, Lincoln, McMurtry, Madden, Moore of St. Clair, Ralston, Rawalt, Stone, Wilson and Wood.—14.

Ordered, That Messrs. Dement, Walker of Morgan, Crain, Minor and English, be that committee.

On motion of Mr. Cloud,

The committee of the Whole House was discharged from the further consideration of the bill, for

"An act providing for the election of school commissioners, or agents for the several townships in this State;"

And the same was referred to the same select committee to which was referred the foregoing bill.

And then the House adjourned.

WEDNESDAY, January 25, 1837.

House met pursuant to adjournment.

Mr. Lyons presented the petition of sundry citizens for State road from Danville to Warsaw, and,

On his motion,

The reading thereof was dispensed with, and

The same was referred to a select committee.

Ordered, That Messrs. Lyons, Barnett, and Aldrich be that committee.

Mr. Marrs presented the petition of sundry citizens of Clark and Coles counties for a State road,

The reading of which was,

On his motion,

Dispensed with, and

The same referred to the committee on Petitions.

Mr. Madden, from the committee on Enrolled Bills, reported as correctly enrolled bills of the following titles, viz:

"An act for the relief of Charles I. Weed."

"An act to vacate part of a State Road, leading from Rushville in Schuyler county to Commerce in Hancock county,"

"An act for the benefit of James N. Clark, administrator of the estate of Benjamin A. Clark, deceased." And

The resolution instituting an enquiry into the affairs of the State Bank of Illinois at Shawneetown.

Mr. Douglass presented the petition of sundry citizens of Sangamon county for a certain State road,

The reading of which was,

On his motion,

Dispensed with, and

The same referred to the committee on Petitions.

Mr. Douglass presented the petition of sundry citizens of Morgan and Sanagamon counties for a State road from Jacksonville to Bloomington,

The reading of which was,

On his motion,

Dispensed with, and

The same referred to the committee on Petitions.

Mr. Dubois, from the committee on Corporations to which was referred the bill for

"An act to incorporate the Danville and Covington Rail Road Company,"

Reported the same back to the House without amendment.

Ordered to be engrossed for a third reading.

Mr. Dubois, from the committee on Corporations to which was referred the bill for

"An act to construct a rail road from Naples to Jacksonville,"

Reported the same back to the House with sundry amendments;

Which were read.

Mr. Shields called for a division of the question, upon striking out all of the second section, numbered six, as proposed to be amended by said committee.

Mr. Smith of Wabash called for a division of the question, so as to take the question on the words, "and to draw and accept bills of exchange, drafts and checks" in 2nd section, numbered 6, so proposed to be stricken out by said committee.

When,

On motion of Mr. Hardin,

Said bill and proposed amendments were referred to a select committee.

Ordered, That Messrs. Hardin, Shields, and Oneille be that committee.

Mr. Smith of Wabash, from the committee on Internal Improvements, reported a bill for

"An act to revive and continue in force an act therein named:"

Which was read the first time, and

Ordered to a second reading.

On motion of Mr. Smith of Wabash,

The rule of the House was dispensed with, and said bill was now read a second time by its title.

Ordered to be engrossed for a third reading.

Mr. Lane, from the committee on Corporations to which was referred the bill from the Senate, entitled

"An act to incorporate the Mississippi and Illinois Canal Company,"

Reported the same back to the House without amendment.

Ordered to a third reading.

Mr. Courtright, from the committee on Roads and Canals, reported a bill for

"An act to incorporate the Kankakee and Iroquois Navigation Company:"

Which was read the first time, and

Ordered to a second reading.

On motion of Mr. Courtright,

The rule of the House was dispensed with and said bill read the second time by its title, and

On motion of Mr Douglass,

Referred to a select committee.

Ordered, That Messrs. Douglass, Courtright, and Madden be that committee.

Mr. Douglass, from the committee on Petitions to which was referred certain petitions, reported a bill for

"An act to create the county of Bureau:"

Which was read the first time and

Ordered, to a second reading.

On motion of Mr. Morton,

The rule of the House was dispensed with and the bill read the second time by its title, and,

On motion of Mr. Atwater,

Said bill was referred to the same select committee to which was referred various petitions and remonstrances on the subject of a division of Putnam county, &c.

Mr. Lane, from the committee on Corporations to which was referred the bill for

"An act to incorporate the town of Grafton,"

Reported the same back to the House without amendment.

Ordered to be engrossed for a third reading.

Mr. Reddick, from the committee on Corporations to which was referred the bill from the Senate, entitled

"An act to incorporate the Griggsville Female Academy,"

Reported the same back to the House without amendment, and recommended its passage.

Ordered to a third reading.

Mr. Douglass, from the committee on Petitions, to which was referred certain petitions, &c. reported a bill for

"An act for the formation of the county of Coffee:"

Which was read the first time.

On motion of Mr. McMurtry,

The further consideration of the said bill was indefinitely postponed by yeas and nays, upon the call of Messrs. McMurtry and Rawalt, as follow, to wit:

In the affirmative,

Messrs. Cloud, Courtright, Craig, Cullom, Dawson, Diarman, Edmonston, Elkin, Happy, Harris, Hunt, Lagow, Leary, Lincoln, McCormick, McCown, McMurtry, Marrs, Minor, Minshall, Moore of McLean, Moore of St. Clair, Pace, Ralston,

Rawalt, Smith of Wabash, Stone, Stuntz, Turley, Voris, Walker of Morgan, Watkins, Whitten, and Wilson—34.

In the negative,

Messrs. Aldrich, Ball, Barnett, Carpenter, Davidson, Dement, Dollins, Douglass, Green of Clay, Hankins, Hardin, Hinshaw, Hogan, Lane, Lyons, McClernand, Madden, Morton, Murphy of Vermilion, Naper, Odam, Oneille, Paullen, Reddick, Smith of Madison, Stuart, Turney, Walker of Cook, Wheeler, Witt, Wood, and Mr. Speaker.—33.

Mr. Atwater was excused from voting upon the motion of indefinite postponement of said bill.

Message from the Senate by Mr. Thomas, their Secretary.

Mr. Speaker,

The Senate have adopted the resolution reported by the joint select committee, appointed to make an investigation into the condition and affairs of the State Bank of Illinois and its Branches, having for its object to authorize said committee to send for persons and papers, as amended by them.

They amend said resolution by adding thereto the following provision, viz:

Provided, Said examination takes place in the town of Springfield, in relation to the mother Bank.

And ask the concurrence of the House of Representatives in the adoption of said resolution as amended.

And then he withdrew.

And then the House adjourned until 2 o'clock, P. M.

2 o'clock, P. M.

House met pursuant to adjournment.

The bill from the Senate, entitled,

"An act to protect the canal lands against trespassers,"

Was read the first time, and

Ordered to a second reading.

On motion of Mr. Morton,

The rule of the House was dispensed with, and said bill read a second time by its title, and

On motion of Mr. Madden,

Referred to a select committee.

Ordered, That Messrs. Madden, Walker of Cook, and Naper be that committee.

The bill from the Senate, entitled

"An act to locate a State road therein named,"

Was read the first time, and

Ordered to a second reading.

On motion of Mr. Dawson,

The rule of the House was dispensed with, and said bill read a second time by its title, and

On the further motion of Mr. Dawson,

Referred to a select committee.

Ordered, That Messrs. Dawson, Elkin, and Hankins be that committee.

The bill from the Senate, entitled

"An act to incorporate the Pike County Mutual Fire Insurance Company,"

Was read the first time, and

Ordered to a second reading.

On motion of Mr. Paullen,

The rule of the House was dispensed with, and said bill was now read the second time by its title, and

On the further motion of Mr. Paullen,

Referred to a select committee.

Ordered, That Messrs. Paullen, Bently, and Ralston be that committee.

The bill from the Senate, entitled

"An act to authorize Lymen Wooster and Asher Holmes to build a mill dam across the Kankakee river,"

Was read the first time, and

Ordered to a second reading.

The amendments of the Senate to the bill from the House of Representatives, entitled

"An act for a State road from Peoria in Peoria county, to Quincy in Adams county,"

Were read and concurred in.

Ordered, That the Clerk inform the Senate thereof.

The bill from the Senate, entitled

"An act to re-locate the State Penitentiary,"

Was read the first time, and

Ordered to a second reading.

On motion of Mr. Hogan,

The rule of the House was dispensed with, and said bill read the second time by its title, and

Mr. Hogan moved to refer said bill to a select committee.

Mr. Ralston moved to refer said bill to the committee on the Penitentiary.

Mr. Happy moved to refer said bill to the committee of the Whole House.

The question was then taken on referring said bill to a select committee;

And decided in the negative.

The bill was then referred to the committee on the Penitentiary.

The bill from the Senate, entitled

"An act prohibiting the circulation of small Bank notes,"

Was read the first time, and

Ordered to a second reading.

On motion of Mr. Turney,

The rule of the House was dispensed with, and said bill read the second time by its title, and

On the further motion of Mr. Turney,

Referred to a select committee.

Ordered, That Messrs. Turney, Lagow, and Hardin be that committee.

The bill from the Senate, entitled

"An act for the relief of the Sheriffs therein named,"

Was read the first time, and

On motion of Mr. Stone,

Laid on the table,

The bill from the Senate, entitled

"An act to amend an act regulating the salaries, fees, and compensation of the several officers and persons therein mentioned, approved February 19th, 1827,"

Was read the fisrt time, and

Ordered to a second reading.

On motion of Mr. Ralston,

The rule of the House was dispensed with and said bill was now read the second time by its title, and

On motion of Mr. Smith of Wabash,

Referred to a select committee.

Ordered, That Messrs. Smith of Wabash, Murphy of Vermilion, and Douglass be that committee.

The engrossed bills, entitled

"An act to establish a State road from Peoria to Hendersonville" And

"An act to alter a part of the State road from Gilead in Calhoun county, to Rushville in Schuyler county."

Were severally read the third time, and passed.

Ordered, That the titles of the bills be as aforesaid, that the Clerk carry said bills to the Senate, and ask their concurrence therein.

The engrossed bill, entitled

"An act authorizing the election of additional Notaries Public, Justices of the Peace, Constables and Surveyors in Madison county,"

Was read the third time.

Mr. Ralston moved to amend the first section of the bill, by inserting after the word "county" in the ninth line, the words "one additional Notary Public in the county of Adams"

When,

On motion of Mr. Douglass,

Said bill was referred to a select committee.

Ordered, That Messrs. Douglass, Smith of Madison, and Ralston be that committee.

The engrossed bill, entitled,

"An act to encourage the killing of wolves,"

Was read the third time.

Mr. Moore of St. Clair moved to lay said bill on the table?

Which was decided in the negative, by yeas and nays upon the call of Messrs. Turney and Cullom, as follow, to wit:

In the affirmative,

Messrs. Able, Douglass, French, Hogan, Huey, Hunt, McCown, Moore of St. Clair, Murphy of Perry, Pace, Ralston, Smith of Wabash, Stuntz, Watkins, Wheeler, and Wood—16.

In the negative,

Messrs. Aldrich, Atwater, Ball, Barnett, Bently, Carpenter, Charles, Cloud, Courtright, Craig, Cullom, Davidson, Davis, Dawson, Diarman, Dollins, Dubois, Edmonston, Elkin, Enloe, Galbreath, Green of Clay, Hankins, Happy, Hardin, Harris, Hinshaw, Lagow, Lane, Leary, McClernand, McMurtry, Madden, Marrs, Minshall, Moore of McLean, Morton, Murphy of Vermilion, Naper, Odam, Oneille, Paullen, Rawalt, Reddick, Shields, Smith of Madison, Stone, Turley, Turney, Voris, Walker of Cook, Whitten, Witt, and Mr. Speaker—54.

On the question being put,

Shall said said bill now pass?

It was decided in the affirmative, by yeas and nays, upon the call of Messrs. Murphy of Perry and McCown, as follow, to wit:

In the affirmative,

Messrs. Aldrich, Atwater, Ball, Barnett, Bently, Carpenter, Charles, Cloud, Courtright, Craig, Cullom, Davidson, Davis, Dawson, Diarman, Edmonston, Enloe, Galbreath, Green of Clay, Hankins, Hardin, Harris, Hinshaw, Lagow, Leary, McMurtry, Madden, Marrs, Minshall, Moore of McLean, Morton, Murphy of Vermilion, Naper, Odam, Ralston, Rawalt, Reddick, Shields, Smith of Madison, Stone, Turley, Turney, Voris, Walker of Cook, Whitten, and Witt—46.

In the negative,

Messrs. Able, Dollins, Douglass, Dubois, Edwards, Elkin, French, Happy, Hogan, Huey, Hunt, Lane, Lincoln, McCown, Moore of St. Clair, Murphy of Perry, Oneille, Pace, Paullen, Smith of Wabash, Stuntz, Watkins, Wheeler, Wood, and Mr. Speaker—25.

Ordered, That the title of the bill be as aforesaid, that the Clerk carry said bill to the Senate, and ask their concurrence therein.

Message from the Senate by Mr. Bush, their Assistant Secretary.

Mr. Speaker:

The Senate have passed bills of the following titles, viz:

"An act to incorporate the Trustees of Peoria Academy:" and

"An act to locate a State road from Nashville in Washington county, to Equality in Gallatin county:"

In the passage of which several bills they ask the concurrence of the House of Representatives.

They have concurred with the House of Representatives in the passage of bills of the following titles, viz:

"An act declaring a road therein named a State road."

"An act to incorporate the White Hall and Albany Turnpike road company."

"An act authorizing the school commissioners of the county of Cook, to pay over to the Commissioners of the county of Will her proportion of the school fund."

"An act to locate a State Road from Shelbyville in Shelby county, to the county line of Fayette county." And

"An act for the relief of the infant heirs of Ezekiel Good, deceased."

They have also concurred with the House of Representatives in the passage of the bills of the following titles, viz:

"An act to incorporate the Jerseyville Hotel company."

"An act to locate a State Road from Shokokon in Warren county, to Rushville in Schuyler county." And

"An act to locate a State road from Peoria in Peoria county, to Knoxvile in Knox county, and for other purposes."

As respectively amended by them;

And ask the concurrence of the House of Representatives in their amendments to said bills.

They amend the titles of the two last mentioned bills, the first of them by adding thereto the following words, viz:

"To intersect the Rushville and Farmington State road in McDonough county."

And the last by striking out the words, "and for other purposes."

And also ask the concurrence of the House of Representatives in their amendments to the titles of said bills.

And then he withdrew.

The engrossed bill, entitled

"An act to locate a State road from Galena to Beardstown, and from Knoxville to Springfield,"

Was read the third time.

Mr. Rawalt moved to refer said bill to a select committee;

Which was not agreed to.

On motion of Mr. McMurtry,

The first section of the bill was amended, by inserting after the word 'River,' in the 11th line, the words 'via Henderson.'

On motion of Mr. Rawalt,

The bill was further amended by striking out the 4th, 5th, 6th and 7th sections.

On motion of Mr. Minshall,

The first section of the bill was further amended by filling the blank with the name of 'Russell.'

The bill then passed as amended.

On motion of Mr. Craig,

The title of the bill was amended by striking out the words 'and from Knoxville to Springfield.'

Ordered, That the title of the bill be as amended, that the Clerk inform the Senate thereof and ask their concurrence therein.

The engrossed bill, entitled

"An act to locate a State road from Quincy in Adams county, to Philip's Ferry in Pike county,"

Was read the third time, and passed.

Ordered, That the title of the bill be as aforesaid, that the Clerk carry said bill to the Senate, and ask their concurrence therein.

The bills from the Senate, entitled

"An act to vacate part of a State road therein named."

"An act to review and re-locate a State road from opposite Naples to Centreville in Adams county."

"An act to alter and amend an act relating to the Gallatin Saline, and the lands belonging to the same," approved, January 16th, 1836. And

"An act to locate a State road from Henderson, in Knox county, to Morristown in Henry county."

Were severally read the third time, and passed; the last one as amended.

Ordered, That the titles of the bills be as aforesaid, that the Clerk inform the Senate thereof, and ask their concurrence in the amendment of the House to said last bill.

"An act declaring a certain road herein named a State road:"

"An act to authorize Jacob Fry, Thomas Cummings, and Isaac Darniel to establish a ferry across the Illinois river at the town of Guilford."

"An act to locate a State road from Stephenson to Peoria." And

"An act to locate a State road from Ottawa to Grandatour, and thence north to intersect a State road leading from Peoria to Galena."

Were severally read the second time, and

Ordered to a third reading.

The bill for

"An act to incorporate the Mississippi and Rock river Canal Company,"

Was read the second time by its title, and

On motion of Mr. Reddick,

Referred to a select committee.

Ordered, That Messrs. Reddick, Atwater, and Craig be that committee.

The bill from the Senate, entitled

"An act to incorporate Princeton Seminary,"

Was read the second time by its title, and
On motion of Mr. McMurtry,
Referred to the committee on Corporations.
The bill from the Senate, entitled
"An act to locate a State road from Washington in Tazewell county, to Columbia in Putnam county,"
Was read the second time by its title, and,
On motion of Mr. Stuart,
Referred to a select committee.
Ordered, That Messrs. Stuart, Hinshaw, and Atwater be that committee.
The bill from the Senate, entitled
"An act to incorporate the Rockport and Mississippi Canal Company:"
Was read the second time by its title, and
On motion of Mr. Paullen,
Referred to a select committee.
Ordered, That Messrs. Paullen, Lane, and Wheeler be that committee.
The bill from the Senate, entitled
"An act for a State Road from Darwin in Clark county, to the State line of Indiana in a direction to Terre Haute:"
Was read the second time by its title, and
On motion of Mr. Marrs,
Referred to a select committee.
Ordered, That Messrs. Marrs, Dunbar, and Dubois, be that committee.
The bill from the Senate, entitled
"An act to locate a State road from Peoria, by Rome and Chilicothe, to Princeton in Putnam county:"
Was read the second time by its title, and
On motion of Mr Voris,
Referred to a select committee.
Ordered, That Messrs. Voris, Ball and Edmonston be that committee.
The bill from the Senate, entitled
"An act relative to section 16th, township 17 north of range 9 west of the third principal meridian:"
Was read the second time by its title, and
On motion of Mr. Morton,
Referred to a select committee.
Ordered, That Messrs. Morton, Happy, and Turney be that committee.

The bill from the Senate, entitled
"An act granting a lot of land to the town of Chicago for the burial of the dead:"
Was read the second time by its title, and
On motion of Mr. Moore of St. Clair,
Referred to a select committee.
Ordered, That Messrs. Moore of St. Clair, Leary, and Logan be that committee.

The bill from the Senate, entitled
"An act to amend an act entitled, 'an act to incorporate the Carlyle Bridge Company,"
Was read the second time by its title, and
On motion of Mr. Huey,
Referred to a select committee.
Ordered, That Messrs. Huey, Davidson, and Green of Clay be that committee.

Mr. Lane moved that the House adjourn,
Which was not agreed to.

The bill from the Senate, entitled
"An act to incorporate the Alton and Wabash Rail Road Company,"
Was read the second time, by its title, and
On motion of Mr. Dunbar,
Referred to a select committee.
Ordered, That Messrs. Dunbar, Whitten and Smith of Madison be that committee.

The bill from the Senate, entitled
"An act to authorize George W. Dole and others to build a toll bridge across Little Calumet:"
Was read the second time by its title. and
On motion of Mr. Leary,
Referred to a select committee of five.
Ordered, That Messrs. Leary, Moore of St. Clair, Walker of Cook, Courtright, and Davis be that committee.

And the House adjourned.

THURSDAY, January 26, 1837.

House met pursuant to adjournment.

Mr. Moore of McLean presented the petition of sundry citizens, praying the establishment of a State road from Bloomington to Hudson, in McLean county,

The reading of which was,

On his motion,

Dispensed with, and

And referred to a select committee.

Ordered, That Messrs. Moore of McLean, Cullom and Hinshaw, be that committee.

Mr. Craig presented the petition of sundry citizens of Jo Daviess and Winnebago counties praying the formation of a new county,

The reading of which was,

On his motion,

Dispensed with, and

Referred to a select committee.

Ordered, That Messrs. Craig, Madden and Atwater, be that committee.

Mr. Edwards from the committee on Corporations, to which was referred the bill, entitled

"An act to incorporate the Essex steam mill company,"

Reported the same without amendment,

When,

On motion of Mr. Turley,

Said bill was referred to a select committee.

Ordered, That Messrs. Turley, Odam and Stuntz, be that committee.

Mr. Douglass from the committee on Petitions, to which was referred the petition and remonstrance of sundry citizens of Champaign county, for and against the establishment of a certain State road,

Reported the same, and asked to be discharged from the further consideration of the same,

Which was granted.

Mr. Douglass from the same committee, to which was referred the petition and remonstrance of sundry citizens of Sangamon county, for and against the re-locati on of so much of the State road from Springfield to Lewiston, as lies between Petersburg and Huron,

Reported the same, and asked to be discharged from the further consideration of the same.

Which was granted.

Mr. Dunbar from the select committee to which was referred the bill, entitled

"An act to locate and establish a State road from the State line of Indiana, to Cat-fish Point, in the county of Edgar,"

With the amendments of the Senate thereto,

Reported the same without amendment.

The amendments of the Senate were then concurred in.

The amendment of the Senate, to the title of said bill was then concurred in.

Message from the Senate by Mr. Thomas, their Secretary.

Mr. Speaker,

The Senate have concurred with the House of Representatives in their amendments to the bills from the Senate of the following titles, viz:

"An act to change the corporate powers of the town of Galena."

"An act to incorporate the Kaskaskia Bridge Company."

They have also concurred with the House of Representatives in the adoption of the report and resolutions in regard to slavery.

And then he withdrew.

Mr. Turney from the select committee, to which was referred the bill, entitled

"An act declaring the Skillet Fork a navigable stream,"

Reported a substitute for the original bill,

Which was read and concurred in.

The bill was then ordered to be engrossed.

Mr. Hardin from the select committee, to which was referred the bill, entitled

"An act to construct a rail road from Naples to Jacksonville,"

With the proposed amendments thereto,

Reported the same with amendments,

Which were read, when

Mr. Douglass called for a division of the question on said amendments.

The amendment to the 6th section was then concurred in.

The question then recurred upon the second amendment of the select committee, which was to strike out the following, viz:

"Sec. 13. The Legislature possesses the power to alter, amend, or repeal this act, whenever the public good shall require it; and in case of such repeal, the said company shall exist for the period of two years, for the purpose of winding up and closing its business, but not for the purpose of continuing the same, nor for any other purpose."

Mr. Morton moved to amend the proposed amendment of the select committee, to the 13th section of the bill, by striking out the word "possesses," and insert the word "reserve."

Mr. Moore of St. Clair, called for a division of the question.

The question was then taken upon striking out the word "possesses," as proposed by Mr. Morton,

And decided in the affirmative by yeas and nays as follow, upon the call of Messrs. Galbreath and Lincoln, to wit:

In the affirmative,

Messrs. Able, Aldrich, Atwater, Ball, Barnett, Bently, Carpenter, Charles, Cloud, Courtright, Craig, Crain, Cullom, Davidson, Davis, Dawson, Dement, Diarman, Dollins, Dougherty, Dubois, Dunbar, Elkin, English, Enloe, French, Galbreath, Green of Clay, Happy, Hardin, Harris, Hinshaw, Hogan, Hunt, Leary, Lincoln, Logan, Lyons, McCormick, McCown, McClernand, McMurtry, Marrs, Minshall, Moore of McLean, Moore of St. Clair, Morton, Murphy of Perry, Murphy of Vermilion, Naper, Odam, Oneille, Pace, Paullen, Ralston, Rawalt, Reddick, Shields, Smith of Madison, Smith of Wabash, Stone, Stuart, Stuntz, Thompson, Turley, Turney, Voris, Walker of Cook, Walker of Morgan, Watkins, Wheeler, Whitten, Wilson, Witt and Wood—75.

In the negative,

Messrs. Douglass, Hankins, Lagow, Lane, Madden, and Mr. Speaker—6.

The question then recurring upon inserting the word "reserve," as proposed by Mr. Morton, and the question being put, was decided in the affirmative, by yeas and nays as follow, upon the call of Messrs. Galbreath, and McClernand, to wit:

In the affirmative,

Messrs. Able, Aldrich, Ball, Barnett, Bently, Charles, Cloud, Courtright, Crain, Davidson, Davis, Dement, Diarman, Dollins, Dougherty, Dunbar, English, Enloe, French, Galbreath, Green of Clay, Hankins, Happy, Hardin, Harris, Hinshaw, Leary, Logan, Lyons, McCormick, McCown, McClernand, Marrs, Minshall, Moore of McLean, Moore of St. Clair, Morton, Murphy of Perry, Naper, Odam, Paullen, Ral-

ston, Reddick, Shields, Smith of Madison, Stuart, Stuntz, Thompson, Turley, Turney, Walker of Cook, Walker of Morgan, Wheeler, Whitten, Witt, Wood and Mr. Speaker—57.

In the negative,

Messrs. Atwater, Craig, Cullom, Dawson, Douglass, Dubois, Elkin, Hogan, Hunt, Lagow, Lane, McMurtry, Madden, Murphy of Vermilion, Oneille, Pace, Rawalt, Smith of Wabash, Voris and Wilson—20.

And then the House adjourned until 2 o'clock P. M.

2 o'clock, P. M.

House met pursuant to adjournment.

Mr. Madden, from the committee on Enrolled Bills, reported that they had this day laid before the Council of Revision, bills of the following titles, viz:

"An act for the relief of Charles J. Weed."

An act for the benefit of James N. Clark, administrator of the estate of Benjamin A. Clark deceased," and

"An act to vacate part of a State road leading from Rushville in Schuyler county, to Commerce in Hancock county."

The resolution from the Senate, in relation to vesting the joint select committee, appointed to investigate the State Bank of Illinois with certain powers,

Was read and concurred in.

Ordered, That the Clerk inform the Senate thereof.

Mr. Dement moved that the rules of the House be dispensed with, and that he have leave to make a report,

Which was not agreed to.

Mr. Lagow gave notice that he should on Monday next or some day thereafter, ask leave to introduce a bill for

"An act establishing the Bank of the State of Illinois,"

In conformity with, and under the provision of the twenty first section of the eighth article of the constitution of this State, to be regulated in such manner as the General Assembly shall direct.

Also—a bill for

"An act to regulate incorporated companies in this State."

The bill from the Senate, entitled

"An act to amend an act to regulate the apprehension of offenders, and for other purposes," approved January 6, 1827.

Was read the second time by its title, and

On motion of Mr. Leary,

Referred to the committee on the Judiciary.

The bill from the Senate, entitled

"An act concerning a State road from Albion to Maysville,"

Was read the second time by its title, and

On motion of Mr. Hunt,

Referred to a select committee, consisting of Messrs. Hunt, Green of Clay, and Davidson.

On motion of Mr. Lagow,

The rule of the House was dispensed with,

And the vote taken yesterday upon the indefinite postponement of the bill entitled

"An act for the formation of the county of Coffee,"

Was re-considered.

Mr. McMurtry then withdrew his motion for the indefinite postponement of the bill.

On motion of Mr. Rawalt,

The rule of the House was dispensed with,

And the bill read the second time by its title, and

On motion of Mr. Stuart,

Referred to the same select committee, to which was referred the bill, entitled

"An act for the formation of the county of Bureau."

The bill from the Senate, entitled

"An act to amend an act entitled an act to amend an act concerning public roads, approved January 18th, 1836:"

Was read the second time by its title, and

On motion of Mr. Moore of St. Clair,

Referred to a select committee.

Ordered, That Messrs. Moore of St. Clair, Logan and Wood be that committee.

The bill from the Sente, entitled

"An act to incorporate the Peoria Commercial Insurance Company:"

Was read the second time by its title, and

On motion of Mr. Voris,

Referred to the committee on Corporations.

The bill from the Senate, entitled

"An act to incorporate the Beet Sugar Manufacturing Company,"

Was read the second time by its title, and

On motion of Mr. Morton,

Referred to the commitee on Corporations.

The bill from the Senate, entitled

"An act concerning deeds executed without this State:"

Was read the second time by its title, and

On motion of Mr. Ralston,

Referred to the committee on the Judiciary.

The bill from the Senats, entitled

"An act to amend an act for the benefit of the widow and heirs of Asa Ledbetter, deceased:"

Was read the second time, and

On motion of Mr. Turley,

Referred to the committee on the Judiciary.

The bill from the Senate, entitled

"An act to incorporate the Mississippi Des Moines Rapids Bridge Company:"

Was read the second time by its title, and

On motion of Mr. Craig,

Referred to a select committee of five.

Ordered, That Messrs. Craig, Ralston, Aldrich, Lane and Wheeler be that committee.

The bill from the Senate, entitled

"An act to organize Henry county,"

Was read the second time by its title, and

On motion of Mr. Madden,

Referred to a select committee.

Ordered, That Messrs. Madden, Leary and McMurtry, be that committee.

The bill from the Senate, entitled,

"An act to establish a State road from Ottawa to Ownes, at High point,"

Was read the second time by its title, and

On motion of Mr. Craig,

Referred to a select committee.

Ordered, That Messrs. Craig, Diarman and Madden, be that committee.

The bill from the Senate, entitled

"An act to locate a State road from Enterprise in La Salle county, to Knoxville in Knox county,"

Was read the second time by its title, and

On motion of Mr. Atwater,
Referred to a select committee.
Ordered, That Messrs. Atwater, McMurtry and Able, be that committee.
The bill from the Senate, entitled
"An act to incorporate the Jo Daviess Marine and Fire Insurance Company:"
Was read the second time by its title, and
On motion of Mr. Turney,
Referred to a select committee of five.
Ordered, That Messrs. Turney, Craig, Happy, Pace and Dollins, be that committee.
The bill from the Senate, entitled
"An act to locate a State road from Windsor to Bloomington:"
Was read the second time by its title, and
On motion of Mr. Cullom,
Referred to a select committee.
Ordered, That Messrs. Cullom, Wilson and Oneille, be that committee.
The bill from the Senate, entitled
"An act declaring a certain county road to be a State road."
Was read the second time by its title, and
On motion of Mr. Oneille,
Referred to a select committee.
Ordered, That Messrs. Oneille, Hunt and Green of Clay, be that committee.
The bill entitled
"An act to legalize the sales of section 16, in township ten North of Ranges 11 and 13 West, in Greene county:"
Was read the second time by its title, and
On motion of Mr. Lane,
Referred to a select committee.
Ordered, That Messrs. Lane, English and Witt, be that committee.
The bills entitled
"An act for a State road from Ottawa north to the State line:"
"An act to locate a certain State road therein named."
"An act to authorize John W. Spencer and David B. Sears to build a mill dam across Rock-Island Slough:"
"An act to locate a State road from Beardstown to Mt. Sterling:"

"An act to locate a State road therein named, and for other purposes:"

"An act to locate a State road from Liberty to Pinckneyville."

An act to locate a State road from Darwin to New Richmond, in Clark county,"

"An act to establish a State road, from the State road leading from Springfield to Decatur, to Waynesville in McLean county."

"An act to locate a certain State Road therein named:"

"An act laying out certain State roads,"

"An act to locate a State road from Danville to Decatur."

"An act in relation to Champaign county," and

"An act to re-locate a certain State road."

Were severally read the second time by their titles, and

Ordered to be engrossed for a third reading.

The bill entitled

"An act to incorporate the Bureau and Rock Island Canal Company,"

Was read the second time by its title, and

On motion of Mr. Craig,

Referred to a select committee of five.

Ordered, That Messrs. Craig, Atwater, Charles, Madden, and McMurtry be that committee.

The bill for

"An act to incorporate the Spoon river navigation company:"

Was read the second time by its title, and

On motion of Mr. Edmonston,

Referred to a select committee of five.

Ordered, That Messrs. Edmonston, Ball, Rawalt, Minshall, and Voris be that committee.

The bill entitled

"An act to locate a State road from Carlinville to Grafton,"

Was read the second time by its title, and

On motion of Mr. Harris,

Referred to a select committee.

Ordered, That Messrs. Harris, Witt and Davis, be that committee.

The bill for

"An act relating to Probate Justices of the Peace:"

Was read the second time, when

On motion of Mr. Pace,

Said bill was referred to the committee on the Judiciary.

The bill entitled

"An act declaring a certain stream therein named navigable,"

Was read the second time by its title, and

On motion of Mr. Murphy of Vermilion,

Said bill was referred to a select committee.

Ordered, That Messrs. Murphy of Vermilion, Diarman and Lincoln, be that committee.

The bill entitled

"An act to amend an act entitled, 'an act regulating elections, approved January 10th, 1829."

Was read the second time by its title, and

On motion of Mr. Shields,

Referred to the committee on Elections.

The bill entitled,

"An act to locate a State road from Waterloo in Monroe county, to Nashville in Washington county,"

Was read the second time by its title, and

On motion of Mr. Crain,

Referred to a select committee.

Ordered, That Messrs. Crain, Green of St. Clair and Murphy of Perry be that committee.

The bill entitled

"An act to repeal an act, entitled an act declaring the Big Vermilion a navigable stream, and for other purposes,"

Was read the second time by its title, and

On motion of Mr. Murphy of Vermilion,

Referred to a select committee.

Ordered, That Messrs. Murphy of Vermilion, Barnett and French, be that committee.

The bill entitled

"An act to repeal an act, entitled an act to re-locate so much of the Vincennes and Chicago road as lies north of the south line of the county, to Darwin in said county of Clark, passed January 14, 1836, and for other purposes,"

Was read the second time by its title, and

On motion of Mr. Marrs,

Referred to a select committee.

Ordered, That Messrs. Marrs, Minor and Dunbar, be that committee.

The bill for

"An act to incorporate the town of Upper Alton,"

Was read the second time by its title,
And on motion of Mr. Morton,
Referred to the committee on Corporations.
The bill entitled
"An act to locate a certain State road therein named,"
Was read the second time by its title, and
On motion of Mr. Happy,
Referred to a select committee.
Ordered, That Messrs. Happy, Morton and Harris, be that committee.
The bill entitled
"An act to locate a State road from the Indiana line, north west in a direction to Mineral Point,"
Was read the second time by its title, and
On motion of Mr. Naper,
Referred to a select committee of five.
Ordered, That Messrs. Naper, Charles, Leary, Courtright and Lyons, be that committee.
The bill for
"An act to locate a State road from the Mississippi to Macomb,"
Was read the second time by its title, and
On motion of Mr Edmonston,
Referred to a select committee.
Ordered, That Messrs. Edmonston, Galbreath, and Ralston be that committee.
The bill, entitled
"An act to incorporate the Canton and Utica rail-road company,"
Was read the second time by its title, and
On motion of Mr. Rawalt,
Referred to the committee on Roads and Canals.
The bill, entitled
"An act concerning process,"
Was read the second time, and
On motion of Mr. Ralston,
Referred to a select committee.
Ordered, That Messrs. Ralston, Dougherty, and McCown be that committee.
The bill for
"An act to incorporate the President and Trustees of the Jerseyville Academy,"
Was read the second time by its title, and

On motion of Mr. Witt,
Referred to a select committee.
Ordered, That Messrs. Witt, Lagow, and Davis be that committee.
The bill for
"*An* act to locate a State road from Carlinville in Macoupin county, to Greenville in Bond county:"
Was read the second time by its title, and
On motion of Mr. Harris,
Referred to a select committee.
Ordered, That Messrs. Harris, Whitten, and Bently be that committee.
The bill for
"An act to define the western boundary line of Adams county,"
Was read the second time by its title, and
On motion of Mr. Ralston,
Referred to a select committee.
Ordered, That Messrs. Ralston, Galbreath and Paullen be that committee.
The bill for
"An act to incorporate the Liberty and Pinckneyville rail road company,"
Was read the second time by its title, and
On motion of Mr. Dollins,
*R*eferred to the committee on Corporations.
The bill entitled
"An act to incorporate the Ottawa Manufacturing Company,"
*W*as read the second time by its title, and
On motion of Mr. Smith of Wabash,
Referred to the committee on Corporations.
The bill for
"An act to amend an act, concerning Justices of the Peace and Constables," approved February 3, 1837,
Was read the second time by its title, and
On motion of Mr. Smith of Madison,
Referred to a a select committee.
Ordered, That Messrs. Smith of Madison, Murphy of Vermilion and Turney be that committee.
The bill for
"An act to locate a State road from Newton in Jasper county, to Decatur in Macon county,"

Was read the second time by its title, and
On motion of Mr. Turley,
Referred to a select committee,
Ordered That Messrs. Turley, Dubois and Reddick be that committee.
The bill, entitled
"An act for a State road from Marshall to Charleston,"
Was read the second time by its title, and
On motion of Mr. Dunbar
Referred to a select committee.
Ordered, That Messrs. Dunbar, Marrs and Lagow, be that committee.
The bill for
"An act amending an act, entitled an act concerning Forcible entry and Detainer," approved February 2, 1827.
Was read the second time.
Mr. Moore of St. Clair, moved to refer the bill to a select committee,
Which was not agreed to,
When,
On motion of Mr. Lane,
Said bill was referred to the committee on the Judiciary.
The bill entitled
"An act to amend an act entitled an act concerning estray animals, approved February 9th, 1835,"
Was read the second time, and
On motion of Mr. Dawson,
Referred to a select committee of five.
Ordered, That Messrs. Dawson, Hankins, Walker of Cook, Murphy of Perry and Dement, be that committee.
The bill for
"An act declaring the road from Knoxville to Stephenson a State road,"
Was read the second time by its title, and
On motion of Mr McMurtry,
Referred to a select committee.
Ordered, That Messrs. McMurtry, Craig and Aldrich, be that committee.
The bill for
"An act to amend an act, to incorporate the town of Alton,"
Was read the second time by its title, and
On motion of Mr. Hogan,

Referred to the same select committee to which was referred a certain petition on the same subject.

The bill for

"An act to authorize the Trustees of the town of Pekin to keep a ferry over the Illinois river,"

Was read the second time by its title, and,

On motion of Mr. Stone,

Referred to a select committee.

Ordered, That Messrs. Stone, Stuart and Voris, be that committee.

The bill for

"An act to incorporate the Beardstown Improvement Company,"

Was read the first time by its title, and

On motion of Mr. Morton,

Referred to the committee on Corporations.

The bill for

"An act authorizing suits against persons whose names are unknown, in certain caseses."

Was read the second time by its title, and

On motion of Mr. Wilson,

Referred to a select committee.

Ordered, That Messrs. Wilson, Minshall and Carpenter be that committee.

The bill, entitled

"An act to locate a State Road from Paris to Pekin;"

Was read the second time by its title, and

On motion of Mr. Reddick,

Referred to a select committee.

Ordered, That Messrs. Reddick, Cullom and French, be that committee.

The bill for

"An act to establish the county seat of Mercer county,"

Was read the second time, by its title, and

On motion of Mr. Craig,

Referred to the committee on Petitions.

The bill for

"An act to locate a State road from a point on the Mississippi river, opposite Burlington, to Farmington in Fulton county;"

Was read the second time by its title. and

On motion of Mr. Rawalt,

Referred to a select committee.

Ordered, That Messrs. Rawalt, Aldrich and Edmonston, be that committee.

The bill for

"An act to organize and locate the county seat of McHenry county,"

Was read the second time by its title, and

On motion of Mr. Naper,

Referred to a select committee of five.

Ordered, That Messrs. Naper, Leary, Madden, McMurtry and Atwater, be that committee.

The bill from the Senate, entitled

"An act to authorize Lymen Wooster and Asher Holmes to build a mill dam across the Kankakee river,"

Was read the second time by its title, and

On motion of Mr. Courtright,

Referred to a select committee.

Ordered, That Messrs. Courtright, Murphy of Vermilion and Lyons be that committee.

The bill from the Senate, entitled

An act for the erecting a Recorder's and Clerk's office in Sangamon county,"

Was read the fisrt time, and

Ordered to a second reading.

On motion of Mr. Dawson,

The rule of the House was dispensed with and said bill was read the second time by its title, and

Referred to a select committee.

Ordered, That Messrs. Dawson, McCormick and Elkin, be that committee.

The bill from the Senate, entitled

"An act incorporating the Monroe Mining Manufacturing and Exporting Company."

Was read the first time, and

Ordered to a second reading.

On motion of Mr. Stuntz,

The rule of the House was dispensed with and the bill read the second time by its title, when

On motion of Mr. Moore of St. Clair,

Said bill was referred to a select committee.

Ordered That Messrs. Moore of St. Clair, Crain and Stuntz, be that committee.

The bill from the Senate, entitled

"An act to locate a State Road from opposite Clarksville, at the ferry in Calhoun county, to intersect the State road near Pittsfield, in Pike county,"

Was read the first time, and

Ordered to a second reading.

On motion of Mr. Lane,

The rule of the House was dispensed with, and said bill read the second time by its title, and

On motion of Mr. Paullen,

Referred to a select committee.

Ordered, That Messrs. Paullen, Lane and Wheeler be that committee.

The amendment of the Senate to the bill from the House, entitled

"An act to locate a State road from Peoria in Peoria county, to Knoxvile in Knox county, and for other purposes,"

Was read and concurred in.

Ordered, That the Clerk inform the Senate thereof.

The amendment of the Senate to the bill from the House, entitled

"An act to incorporate the Jerseyville Hotel Company;"

Was read; which amendment is as follows to wit:

By striking out the following words, viz:

"The General Assembly reserves the right to alter, amend, or repeal the same, whenever the public good may require it."

Mr. McClernand moved to amend the amendment of the Senate, by inserting the following in lieu thereof, to wit:

"The Legislature hereby reserves the power to alter, amend, or repeal this act, at any subsequent session of the same, whenever two-thirds of each branch shall vote for so doing."

Mr. Dollins moved to amend the proposed amendment by striking out the words:

"Whenever two-thirds of each branch shall vote for so doing."

Which was decided in the affirmative, by yeas and nays, upon the call of Messrs. Charles and Murphy of Perry as follow, to wit:

In the affirmative,

Messrs. Barnett, Bently, Cloud, Courtright, Davis, Diarman Dollins, Dougherty, Douglass, Edmonston, English, Enloe, French, Galbreath, Green of Clay, Hankins, Happy, Harris, Hinshaw, Lagow, Leary, Madden, Marrs, Moore of McLean, Morton, Murphy of Perry, Odam, Pace, Paullen, Reddick,

Smith of Wabash, Stuntz, Turley, Turney, Walker of Morgan, Wheeler, Wood, Whitten, Witt and Mr. Speaker—39.

In the negative,

Messrs. Able, , Atwater, Carpenter, Charles, Craig, Crain, Cullom, Davidson, Dawson, Dunbar, Elkin, Hardin, Hogan, Hunt, Lane. Lyons, McCormick, McCown, McClernand, McMurtry, Minor, Minshall, Moore of St. Clair, Murphy of Vermilion, Oneille, Ralston, Rawalt, Shields, Stone, Stuart, Thompson, Voris, Watkins, Wilson and Wood—35.

The question was then taken upon the amendment as amended, and not agreed to.

The question was then taken upon concurring with the Senate in their amendment to said bill;

And decided in the negative, by yeas and nays upon the call of Messrs. Douglass and Cloud, as follow, to wit:

In the affirmative,

Messrs. Atwater, Ball, Charles, Craig, Cullom, Dawson, Elkin, Hardin, Hogan, Hunt, Lane, Lyons, McCormick, Moore of St. Clair, Murphy of Vermilion, Oneille, Pace, Ralston, Rawalt, Smith of Wabash, Stone, Stuart, Stuntz, Thompson, Voris, Watkins, Wilson, and Wood—30.

In the negative,

Messrs. Barnett, Bently, Carpenter, Cloud, Courtright, Crain, Davidson, Davis, Diarman, Dollins, Dougherty, Douglass, Dunbar, Edmonston, English, French, Galbreath, Green of Clay, Hankins, Happy, Harris, Hinshaw, Lagow, Leary, McCown, McClernand, Madden, Marrs, Minshall, Moore of McLean, Morton, Murphy of Perry, Odam, Paullen, Reddick, Turley, Turney, Walker of Morgan, Wheeler, Whitten, Witt and Mr. Speaker—42.

Ordered, That the Clerk inform the Senate thereof.

And then the House adjourned.

FRIDAY, January 27, 1837.

House met pursuant to adjournment.

Mr. Oneille gave notice that he should on Monday next, or some day thereafter, ask leave to introduce a bill for

'An act to regulate the mode of petitioning in certain cases.'

Mr. Craig presented the petition of sundry citizens, of Mercer county, praying the location of the Seat of Justice of said county, at New Boston,

The reading of which was,

On his motion,

Dispensed with, and

The same referred to the committee on Petitions.

Mr. Barnett presented the petition of sundry citizens of Vermilion county for a certain State road,

The reading of which was,

On his motion,

Dispensed with, and

The same was referred to the committee on Petitions.

Mr. Courtright presented the petition of sundry citizens of Iroquis county, praying the sale of certain school lands therein named,

The reading of which was,

On his motion,

Dispensed with, and

The same was referred to the committee on Education.

On motion of Mr. Edmonston,

The petition of sundry citizens of McDonough county, on the subject of the navigation of Spoon river, some days since laid upon the table, was now taken up, and referred to the same select committee to which was referred the bill for an act on the same subject.

Mr. Witt, from the committee on Roads and Canals, reported a bill for

"An act to locate a State road from Grafton to Wood river,"

Which was read the first time, and

Ordered to a second reading.

Mr. Courtright, from the committee on Roads and Canals, reported a bill for

"An act to locate a State road from John Orrender's in Marion county, to Elijah Nelson's in Clay county,"

Which was read the first time, and

Ordered to a second reading.

On motion of Mr. Smith of Madison,

The rule of the House was dispensed with, and said bill was now read a second time by its title, and

On motion of Mr. Green of Clay,

Referred to a select committee.

Ordered, That Messrs. Green of Clay, Davidson, and Hunt be that committee.

Mr. Douglass, from the committee on Petitions, to which was referred a certain petition, reported a bill for

"An act for a State road from Jacksonville to Syracuse, and also to Bloomington,"

Which was read the first time and

Ordered, to a second reading.

On motion of Mr. Lincoln,

The rule of the House was dispensed with, and said bill read a second time by its title, and

On the further motion of Mr. Lincoln,

Referred to a select committee.

Ordered, That Messrs. Lincoln, Hinshaw, and Stuart be that committee.

Mr. Madden, from the committee on Enrolled Bills, reported as correctly enrolled bills of the following titles, viz:

"An act to review and re-locate a State road from opposite Naples to Centreville in Adams county."

"An act to alter and amend an act relating to the Gallatin Saline, and the lands belonging to the same," approved, January 16th, 1836.

"An act to vacate part of a State road therein named."

"An act to incorporate the Kaskaskia Bridge Company."

"An act to locate a State Road from Shelbyville in Shelby county, to the county line of Fayette county." And

"An act declaring a certain road therein named a State road:"

Mr. Edwards, from the committee on Corporations, reported a bill for

"An act to amend an act entitled an act to incorporate the inhabitants of such towns as may wish to be incorporated,"

Which was read the first time, and

Ordered to a second reading.

Mr. Bently, from the committee on Corporations to which was referred the bill for

"An act to incorporate the Madison and St. Clair Canal Company,"

Reported the same back to the House with sundry amendments;

Which were read.

When,

On motion of Mr. Hogan,

Said bill and proposed amendments were referred to a select committee of five.

Ordered, That Messrs. Hogan, Moore of St. Clair, Smith of Madison, Barnett, and Stuntz, be that committee.

Mr. McMurtry from the select committee to which was referred the bill from the Senate, entitled

"An act to incorporate the towns therein named, and for other purposes,"

Reported the same back to the House with sundry amendments;

Which were read and concurred in.

Ordered to a third reading as amended.

Mr. Hogan, from the select committee to which was referred a certain petition, reported a bill for

"An act vacating a part of a State road therein named,"

Which was read the first time, and

Ordered to a second reading.

On motion of Mr. Hogan,

The rule of the House was dispensed with, and said bill read a second time by its title, and

Ordered to be engrossed for a third reading.

Mr. Stuart, from the select committee to which was referred the bill from the Senate, entitled

"An act changing part of the State road from Liberty to Tremont,"

Reported the same back to the House without amendment.

Ordered to a third reading.

Mr. Dement, from the select committee to which was referred the bill for

"An act for distributing the school funds of this State among the counties, according to the number of children in each county under twenty years,"

Reported the same back to the House with sundry amendments;

Which were read.

Mr. Walker of Morgan moved to amend the bill by striking out all after the enacting clause, and insert the following as a substitute, to wit:

That hereafter all monies appropriated to school purposes, and all monies now properly called the school funds of this State in the Treasury, or deposited elsewhere; and such as is now disseminated through the State, in the various counties thereof, be deposited in the hands of a county school commis-

sioner, elected by the people of the several counties of this State.

Sec. 2. If it be the wish of the inhabitants of any township to draw their proportionate share of school funds from the county school commissioners, which share shall be ascertained by the number of children under twenty years of age, (that fact to be ascertained by the head of each family, sending the true number of children under his care under twenty years of age, to the township agents, who shall report the same to the county school agent,) they can do so, by petitioning the county commissioners court to that effect; or in the absence of said court, the clerk thereof: then said commissioners, or clerk, shall order an election to be held in any township thus petitioning, for a suitabe person to act as agent for the reception and loaning out of all monies belonging to their respective townships.

Sec. 3. It shall the duty of the county school agent of each county, when informed by the clerk of the county commissioners court of the application of the citizens of any township, for their respective share to pay over to the township agents, when duly elected, all monies that shall be due them under this act of apportionment, according to the number of inhabitants in each township under twenty years of age.

Sec. 4. When any application is made to the county commissioners' court by any citizens of any township for their distributive share of the school funds as aforesaid, it shall be the duty of the county commissioners, when in session, or the clerk thereof, when not in session, to order an election to be held in each township thus applying for the election of an agent, to receive and disburse, all monies and property belonging to them under this act.

Sec. 5. The county and township agents, when elected, before they enter on the discharge of their duty, shall give bond with good and sufficient security, to double the amount of funds that may fall into their hands; and that they shall loan the same out at not less than ten per cent. nor more than 12 per cent. per annum: and the interest thereof be distributed equally in each township, according to the number of children as aforesaid, for the purpose of schooling said children *gratis*.

Sec. 6. It shall be the duty of the school agents, when elected and qualified, to inform the auditor of public accounts of what proportion of the school funds is due his county,

agreeable to this act of apportionment; when thus informed, the auditor shall issue his warrant on the Treasury for the amount thus applied for, in favor of said county school commissioners or agents; which amount shall be charged to each county thus applying.

Sec. 7. The county and township agents shall receive one half per cent. for all monies received and loaned out by them, out of the interest, not touching the principal; all monies thus loaned shall be secured by note or mortgage; and in paying out and loaning money, they shall be governed in all respects by the laws that now govern the county agents in like duties.

Sec. 8. When it is the wish of the citizens of any township to have the section No. 16 sold, they can do so by a majority of the legal voters of said township petitioning their agent: anp *Provided*, They have not thought fit to elect an agent for said township, they shall petition the county school agent, whose duty it shall be, on receiving such petitions, to cause to be put up in five of the most public places in the township thus petitioning, advertisements informing them when and where the land shall be sold:—and in all cases, the lands shall be sold in the bounds of the township thus advertised.

Sec. 9. The distribution of the school funds shall be according to the census of 1835; and hereafter, whenever the census is again taken, there shall be a reapportionment of the school funds, according to the population as aforesaid, so that each county may have her just and proportionate share, according to her increased population as before named.

Sec. 10. It shall be the duty of the county school and township agents of the several counties and townships of this State, to make an annual report to the county commissioners court, at their March term, stating the amount of money by them loaned out; at what per cent. loaned; what funds they may have on hands, at the time of making their report; how many children under twenty years of age, living in their respective townships; how many schools have been established; and how many of said children have been sent to school.

Sec. 11. The first election for county school agents shall take place on the first Monday in August, 1837, and every two years thereafter; and said agents, when thus elected, shall hold their office until their successors shall be duly elected and qualified: then it shall be the duty of any county school agent, thus succeeded, to deliver over to his successor

in office all evidences of debts, notes or moneys and all other things appertaining to his office.

Which was read.

And then the House adjourned until 2 o'clock, P. M.

2 o'clock, P. M.

House met pursuant to adjournment.

The bill from the Senate, entitled,

"An act to re-locate part of a certain State road in Montgomery county, and for other purposes,"

Was read the first time, and

Ordered to a second reading.

On motion of Mr. Lane,

The rule of the House was dispensed with and said bill read the second time by its title, and

Ordered to a third reading.

The bill from the Senate, entitled

"An act for the relief of Reni Paul,"

Was read the first time, and

Ordered to a second reading.

On motion of Mr. Leary,

The rule of the House was dispensed with, and said bill read the second time by its title, and

On the further motion of Mr. Leary,

Referred to the committee on Finance.

The bill from the Senate, entitled

"An act to re-locate a part of the State road from Charleston to Paris,"

Was read the first time, and

Ordered to a second reading.

On motion of Mr. Minor,

The rule of the House was dispensed with, and said bill read the second time by its title, and

On motion of Mr. Dunbar,

Referred to a select committee.

Ordered, That Messrs. Dunbar, French, and McCown be that committee.

The bill from the Senate, entitled

"An act to locate a State road from Equality to Vienna,"

Was read the first time, and

Ordered to a second reading.

On motion of Mr. Watkins,

The rule of the House was dispensed with, and said bill read the second time by its title, and

On motion of Mr. McClernand,

Referred to a select committee.

Ordered, That Messrs. McClernand, Watkins, and Enloe be that committee.

The amendments of the Senate to the bills from the House of Representatives, entitled

"An act to locate a State road from York to New Richmond in the county of Clark."

"An act to incorporate the Granville academy." And

"An act to locate a State Road from Shokokon in Warren county, to Rushville in Schuyler county."

Were severally read and concurred in.

The amendment of the Senate to the title of said last mentioned bill was also read and concurred in.

Ordered That the Clerk inform the Senate thereof.

The bill from the Senate, entitled

"An act to locate a State road from Nashville in Washington county, to Equality in Gallatin county,"

Was read the first time, and

Ordered to a second reading.

On motion of Mr. Dollins,

The rule of the House was dispensed with, and said bill read the second time by its title, and

On the further motion of Mr. Dollins,

Referred to a select committee.

Ordered, That Messrs. Dollins, Crain and Wood be that committee.

The bill from the Senate, entitled

"An act to incorporate the Trustees of Peoria Academy,"

Was read the first time, and

Ordered to a second reading.

On motion of Mr. Voris,

The rule of the House was dispensed with, and said bill was now read the second time by its title.

Ordered to a third reading.

Message from the council of Revision by Mr. Owings, their Secretary.

Mr. Speaker:—

Bills of the following titles have been approved of by the Council of Revision, viz:

"An act for the relief of Charles I. Weed."

"An act permanently estabishing the Appalonia district in Morgan county, and for other purposes."

The following bills were read and ordered to be laid on the table, viz:

An act for the benefit of James N. Clark, administrator of the estate of Benjamin A. Clark deceased," received Jan. 26, 1837.

"An act to amend an act to licence and regulate taverns," received Jan. 26th, 1837.

"An act to locate a State road from Vandalia to Alton," received Jan. 25, 1837.

And then he withdrew.

The engrossed bill, entitled

"An act to establish and maintain a general system of internal improvements,"

Was read the third time.

Mr. English moved that said bill be referred to a committee of the Whole House, and make it the special order of the day for Saturday the 28th inst.

When the House adjourned.

SATURDAY, JANUARY 28, 1837.

The House met pursuant to adjournment.

Message from the Senate by Mr. Thomas, their Secretary. Mr. SPEAKER:

The Senate have passed bills of the following titles, viz:

"An act to incorporate the Stockholders of the Pittsfield and Misssippi rail road company."

"An act to amend an act, entitled an act to lay out a State road therein named."

"An act for the relief of the Sheriff of Shelby county."

"An act to establish a State road from Meacham's ferry, in Pike county, to Carlinville, in Macoupin county."

"An act declaring the road leading from Peoria to Knoxville a State road." And

"An act to provide for the election of additional Justices of the Peace and Constables in the counties of Warren and Knox,"

In the passage of which several bills they ask the concurrence of the House of Representatives.

They have concurred with the House of Representatives in the passage of the bill entitled

"An act to change a part of the road from Shelbyville to the Wabash,"

They have also concurred with the House of Representatives in the passage of the bills of the following titles, viz:

"An act to locate a State Road from Shelbyville in Shelby county, via Urbanna in Champaign county, to intersect the State Road leading from Danville to Chicago;"

"An act to locate a State road from Utica, in Fulton county to Farmington," and

"An act to locate a State road from Charleston to Springfield:"

As respectively amendnd by them, and ask the concurrence of the House of Representatives in their amendments to said bills.

And then he withdrew.

Mr. Madden, from the committee on Enrolled Bills, reported as correctly enrolled bills of the following titles viz:

"An act to locate a State road from Peoria, in Peoria county, to Knoxville, in Knox county, and for other purposes."

"An act authorizing the school commissioners of the county of Cook, to pay over to the Commissioners of the county of Will her proportion of the school fund."

"An act for the relief of the infant heirs of Ezekiel Good, deceased."

"An act to incorporate the White Hall and Albany Turnpike road company."

"An act for a State road from Peoria, in Peoria county, to Quincy, in Adams county,' and

"The resolution on the subject of domestic slavery,"

A message was received from the Governor by A. P. Field, Esq., Secretary of State.

Another message from the Governor was also received by the same.

The question pending when the House adjourned a day or two since, being the amendment proposed by Mr. Walker of Morgan, as a substitute to the bill entitled

"An act distributing the School Funds of this State among the counties, according to the number of children in each county under twenty years of age,'

Again coming up for consideration, and discussion being had thereupon,

Mr. Dubois moved to lay the whole upon the table until the 4th day of July next,

Which was decided in the negative, by yeas and nays as follow, upon the call of Messrs. Bently and Dollins, to wit:

In the affirmative,

Messrs. Atwater, Dawson, Dubois, Elkin, Lincoln, Minshall, Stone, Voris and Wilson—9.

In the negative,

Messrs. Able, Ball, Barnett, Bently, Carpenter, Courtright, Craig, Crain, Cullom, Davidson, Davis, Dement, Diarman, Dollins, Dougherty, Douglass, Dunbar, Edmonston, English, Galbreath, Green of Clay, Green of St. Clair, Happy, Hardin, Harris, Hinshaw, Hogan, Hunt, Lagow, Lane, Leary, Logan, McCown, McClernand, McMurtry, Marrs, Minor, Moore of McLean, Moore of St. Clair, Morton, Murphy of Perry, Murphy of Vermilion, Odam, Oneille, Pace, Paullen, Rawalt, Reddick, Shields, Smith of Madison, Smith of Wabash, Stuntz, Thompson, Turley, Turney, Walker of Morgan, Watkins, Wheeler, Whitten, Witt, and Mr. Speaker.—61.

Mr. Morton moved that the House adjourn,

Which was not agreed to.

Mr. Dubois moved that the House adjourn until 2 o'clock P. M.

Which was not agreed to.

The question then recurring on the motion to amend, as proposed by Mr. Walker of Morgan,

Mr. Morton called for a division of the question.

The question was then taken on striking out,

And decided in the negative, by yeas and nays, as follow, upon the call of Messrs. English and Douglass, to wit:

In the affirmative,

Messrs. Atwater, Dawson, Lincoln, McMurtry, Smith of Madison, Stone, Walker of Morgan, and Wilson—9.

In the negative,

Messrs. Ball, Barnett, Bently, Carpenter, Courtright, Craig, Crain, Cullom, Davidson, Davis, Dement, Diarman, Dollins, Dougherty, Douglass, Dunbar, Edmonston, Elkin, English, Galbreath, Green of Clay, Green of St. Clair, Happy, Hardin, Harris, Hinshaw, Hogan, Hunt, Lagow, Lane, Leary, Logan, McCown, McClernand, Marrs, Minor, Moore of McLean, Moore of St. Clair, Morton, Murphy of Perry, Odam, Oneille, Pace, Paullen, Rawalt, Reddick, Shields, Smith of Wabash, Stuntz, Thompson, Turley, Turney, Voris, Watkins, Wheeler, Whitten, Witt and Mr. Speaker—58.

The report of the select committee was then concurred in.

Mr. Hardin moved that the House adjourn until 2 o'clock, P. M.

Which was not agreed to.

Mr. Crain moved to amend the 1st section of the bill by striking out all after the word "that" in the second line, down to the word "the" in the fifth line, and all after the word "to" in the ninth line, and insert "territory" in lieu thereof.

Mr. Lane moved that the House adjourn,

Which was not agreed to, by yeas and nays, as follow, upon the call of Messrs. Hogan and Moore of McLean, to wit:

In the affirmative,

Messrs. Bently, Carpenter, Courtright, Cullom, Douglass, Edmonston, Elkin, English, Happy, Hardin, Harris, Lane, Leary, McMurtry, Moore of St. Clair, Morton, Reddick, Shields, Thompson, and Witt—20.

In the negative,

Messrs. Ball, Barnett, Craig, Crain, Davidson, Davis, Dawson, Dement, Diarman, Dollins, Dougherty, Galbreath, Green of Clay, Green of St. Clair, Hinshaw, Hogan, Hunt, Lagow, Lincoln, Logan, McCown, McClernand, Marrs, Minor, Minshall, Moore of McLean, Murphy of Perry, Murphy

of Vermilion, Odam Oneille, Pace, Paullen, Rawalt, Smith of Madison, Smith of Wabash, Stuntz, Turley, Turney, Voris, Walker of Morgan, Watkins, Wilson and Mr. Speaker—43.

Mr. Hogan moved that the House adjourn until 2 o'clock P. M.

Which was not agreed to, by yeas and nays as follow, upon the call of Messrs. Happy and Douglass, to wit:

In the affirmative,

Messrs. Ball, Barnett, Craig, Davidson, Davis, Dawson, Galbreath, Green of St. Clair, Hinshaw, Hogan, Hunt, Lagow, McClernand, Moore of McLean, Murphy of Vermilion, Oneille, Pace, Rawalt, Reddick, Smith of Madison, Stuntz, Thompson, Turley, Turney, Voris, Watkins, and Wilson—27.

In the negative,

Messrs. Bently, Capenter, Courtright, Crain, Cullom, Dement, Diarman, Dollins, Douglass, Edmonston, Elkin, English, Green of Clay, Happy, Hardin, Harris, Lane, Leary, Lincoln, Logan, McCown, McMurtry, Marrs, Minor, Minshall, Moore of St. Clair, Morton, Murphy of Perry, Paullen, Shields, Walker of Morgan, Witt and Mr. Speaker.—33.

The question was then taken on the amendment proposed by Mr. Crain,

And decided in the negative by yeas and nays, as follow, upon the call of Messrs. Crain and Courtright, to wit:

In the affirmative,

Messrs. Barnett, Charles, Courtright, Craig, Crain, Cullom, Edmonston, Green of Clay, McMurtry Reddick, and Voris—11.

In the negative,

Messrs. Ball, Bently, Carpenter, Davidson, Davis, Dement, Diarman, Dollins, Dougherty, Douglass, Elkin, English, Happy, Hardin, Harris, Hinshaw, Hunt, Lagow, Lane, Leary, Lincoln, McCown, McClernand, Marrs, Minor, Minshall, Moore of McLean, Moore of St. Clair, Morton, Murphy of Perry, Murphy of Vermilion, Odam, Oneille, Pace, Paullen, Rawalt, Shields, Smith of Madison, Smith of Wabash, Stuntz, Turley, Turney, Walker of Morgan, Watkins, Wilson, Witt and Mr. Speaker—47.

Mr. Smith of Madison, moved that the House adjourn until 5 o'clock P. M.

Mr. Happy moved that the House adjourn,

Which was not agreed to, by yeas and nays as follow, upon the call of Messrs. Davidson and Murphy of Vermilion, to wit:

In the affirmative,

Messrs. Aldrich, Barnett, Bently, Carpenter, Courtright, Crain, Cullom, Davis, Diarman, Douglass, Edmonston, English, Happy, Hardin, Harris, Lagow, Lane, Leary, McMurtry, Morton, Thompson, Voris, and Witt—23.

In the negative,

Messrs. Ball, Charles, Craig, Davidson, Dement, Dollins, Dougherty, Dubois, Elkin, Galbreath, Green of Clay, Hinshaw, Hunt, Lincoln, McCown, McClernand, Marrs, Minor, Minshall, Moore of McLean, Murphy of Perry, Murphy of Vermilion, Odam, Pace, Paullen, Rawalt, Reddick, Smith of Madison, Smith of Wabash, Stuntz, Turley, Turney, Walker of Morgan, Wilson and Mr. Speaker—35.

The bill was then ordered to be engrossed for a third reading.

And then the House adjourned until Monday morning 10 o'clock.

MONDAY, January 30, 1837.

House met pursuant to adjournment.

Mr. Madden, from the committee on Enrolled Bills, reported that they had this day laid before the Council of Revision, bills of the following titles, viz:

"An act to locate a State road from Peoria, in Peoria county, to Knoxville, in Knox county, and for other purposes."

"An act for a State road from Peoria, in Peoria county, to Quincy, in Adams county."

"An act to incorporate the White Hall and Albany Turnpike road company."

"An act for the relief of the infant heirs of Ezekiel Good, deceased."

"An act authorizing the school commissioners of the county of Cook, to pay over to the Commissioners of the county of Will her proportion of the school fund."

And that they have delivered over to the Governor 'The report and resolutions on the subject of slavery.'

The question pending at the adjournment of the House some days since, being upon the motion to strike out the last section of the bill for

"An act to consruct a Rail-Road from Naples to Jacksonville,"

As reported by the select committee, again coming up for consideration, was put and decided in the negative.

The bill was then ordered to be engrossed for a third reading.

Mr. Rawalt presented the petition of sundry citizens of Fulton county, praying an act to authorize George Duncan to build a mill dam across Spoon river,

The reading of which was,

On his motion,

Dispensed with, and

The same referred to the committee on Petitions.

Mr. Hogan presented the petition of the heirs and Executors of the late Samuel Gilham of Madison county for a sale of certain real estate,

The reading of which was,

On his motion,

Dispensed with, and

Referred to the committee on the Judiciary.

Mr. Richardson presented the petition of sundry citizens of Schuyler county for a State road from Meredocia to Quincy,

The reading of which was,

On his motion,

Dispensed with, and

The same referred to a select committee.

Ordered, That Messrs. Richardson, Galbreath, and Wheeler be that committee.

Mr. Dawson presented the petition of E. Shinkle and divers others, praying the divorce of the said Shinkle from Eliza his wife,

Which was read.

Mr. Dawson moved to refer the said petition to the same select committee to which another petition on the same subject was referred.

Mr. Douglass moved to refer said petition to the committee on Propositions and Grievances.

The question was taken upon Mr. Dawson's motion,

And agreed to.

Mr. Murphy of Perry presented the petition of sundry cit-

izens of Perry county, praying the relief of the heirs of James Woodside, &c.

The reading of which was,

On his motion,

Dispensed with, and

Referred to a select committee.

Ordered, That Messrs. Murphy of Perry, Shields, and Green of St. Clair be that committee.

Mr. Richardson presented the petition of sundry citizens of Schuyler county for a review of a certain road in part, in said county,

The reading of which was,

On his motion,

Dispensed with, and

The same referred to the committee on Petitions.

Mr. Hogan presented the petition of sundry citizens of Bond county for an alteration of a certain State Road between B. Johnson's and Mr. Anderson's, in Madison county,

The reading of which was,

On his motion,

Dispensed with, and

Referred to the same select committee to which was referred another petition on the same subject.

Mr. Moore of McLean presented the petitions of sundry citizens of McLean county against any change in the State Road from Bloomington to Hudson,

The reading of which was

On his motion,

Dispensed with, and

Referred to the same select committee to which was referred petitions on the same subject.

Mr. Craig presented the petitions of sundry citizens of Rock Island for an alteration in the county lines of said county and removal of the county seat of said county,

The reading of which was,

On his motion,

Dispensed with, and

The same was referred to the committee on Petitions.

Mr. Craig presented the petition of sundry citizens of Kane and other counties for a new county,

The reading of which was,

On his motion,

Dispensed with, and

Referred to the same select committee to which were referred other petitions on the same subject.

Mr. Harris presented the petition of sundry citizens of Macoupin county for a State road therein named,

The reading of which was,

On his motion,

Dispensed with, and

The same referred to the committee on Petitions.

Mr. Wheeler presented the petition of sundry citizens of this State for a Rail-road from the Illinois River to the Mississippi river in Pike county,

The reading of which was,

On his motion,

Dispensed with, and

The same referred to the committee on Petitions.

Mr. Minor, from the select committee to which was referred the bill from the Senate, entitled

"An act forming a justice district in the county of Edgar,"

Reported the same back to the House without amendment,

Ordered to a third reading.

Mr. Rawalt, from the select committee to which was referred the engrossed bill for

"An act to locate a State Road from Warsaw in Hancock county, to Peoria in Peoria county,"

Reported the same back to the House with an amendment;

Which was read and concurred in.

The bill then passed as amended.

Ordered, That the titles of the bills be as aforesaid, that the Clerk carry said bills to the Senate, and ask their concurrence therein.

Mr. Leary, from the select committee to which was referred the bill from the Senate, entitled

"An act to authorize George W. Dole and others to build a toll bridge across Little Calumet,"

Reported the same back to the House with amendments.

Which were read, and concurred in.

Ordered to a third reading.

Mr. Morton, from the select committee to which was referred the bill for

"An act to incorporate the Quincy, Jacksonville, and Springfield Turnpike Company,"

Reported the same back to the House with sundry amendments;

Which were read and concurred in.

Ordered to be engrossed for a third reading.

Mr. Harris, from the select committee to which was referred the bill for

"An act to locate a State road from Carlinville in Macoupin county, to Greenville in Bond county,"

Reported the same back to the House with an amendment;

Which was read and concurred in.

Ordered to be engrossed for a third reading.

Mr. Reddick, from the select committee to which was referred the bill for

"An act to incorporate the Mississippi and Rock River Canal Company,"

Reported the same back to the House with sundry amendments;

Which were read and concurred in.

Ordered to be engrossed for a third reading.

Mr. Dawson, from the select committee to which was referred a bill, for

"An act to amend an act, entitled an act supplemental to the act entitled an act concerning Justices of the Peace and Constables," approved February 3, 1837,

Reported the same back to the House with sundry amendments;

Which were read.

Mr. Hardin called for a division of the question upon each proposed amendment separately.

The question was then taken upon adding after the word 'conversion,' the following words 'and all actions on the case,' and agreed to.

The question was then taken upon adding an additional section numbered 'two,'

And decided in the affirmative by yeas and nays upon the call of Messrs. McMurtry and Dawson, as follow, viz:

In the affirmative,

Messrs. Able, Ball, Carpenter, Charles, Courtright, Craig, Cullom, Davidson, Davis, Dawson, Dement, Diarman, Dollins, Dougherty, Douglass, Dunbar, Edmonston, Edwards, Elkin, English, Galbreath, Green of Clay, Happy, Hinshaw, Hogan, Hunt, Lagow, Lane, Leary, Lincoln, Logan, Lyons, McCormick, McClernand, Marrs, Minor,

Moore of McLean, Moore of St. Clair, Murphy of Vermilion, Murphy of Perry, Naper, Odam, Oneille, Ralston, Rawalt, Reddick, Smith of Madison, Smith of Wabash, Stone, Turley, Turney, Walker of Cook, Watkins, Wheeler, and Wilson—56.

In the negative,

Messrs. Aldrich, Atwater, Barnet, Bently, Crain, Hardin, McCown, Madden, Minshall, Morton, Pace, Paullen, Shields, Stuntz, Voris, Walker of Morgan, Witt, Wood and Mr. Speaker—19.

Mr. Ball moved to re-consider the vote just taken;

Which was not agreed to:

Whereupon,

On motion of Mr. Ball,

Leave was given him to change his vote from the affirmative to the negative on said question.

The question was then taken upon the third proposed amendment by adding a third section to said bill;

Which was agreed to.

When,

On motion of Mr. Edmonston,

Said bill was referred to the committee on the Judiciary.

Mr. Cullom, from the select committee to which was referred the bill from the Senate, entitled

"An act to locate a State road from Windsor to Bloomington,"

Reported the same back to the House without amendment;

When,

On motion of Mr. Atwater,

Said bill was referred to a select committee.

Ordered, That Messrs. Atwater, Cullom, and Moore of McLean be that committee.

Mr. Ralston, from the select committee to which was referred the bill for

"An act to define the western boundary line of Adams county,"

Reported a substitute, which was read and concurred in.

On motion of Mr. Edmonston,

Referred to a select committee.

Ordered, That Messrs. Edmonston, Ralston, and Wheeler be thatcommittee.

Mr. Lyons, from the select committee to which was referred a certain petition, reported a bill for

"An act providing for the location of a State road from Danville to Warsaw,"

Which was read the first time, and

Ordered to a second reading.

On motion of Mr. Lyons,

The rule of the House was dispensed with, and said bill was now read a second time by its title, and

On motion of Mr. Rawalt,

Referred to a select committee.

Ordered That Messrs. Rawalt, Lyons and Murphy of Vermilion, be that committee.

Mr. Lincoln from the select committee to which was referred the bill for

"An act for a State road from Jacksonville to Syracuse, and also to Bloomington,"

Reported the same back with sundry amendments,

Which were read and concurred in.

Ordered to be engrossed for a third reading.

Mr. Rawalt from the select committee to which was referred the bill for

"An act to locate a State road from a point on the Mississippi river, opposite Burlington, to Farmington in Fulton county,"

Reported the same back to the House without amendment.

Ordered to be engrossed for a third reading.

Mr. Moore of St. Clair, from the select committee to which was referred the bill from the Senate, entitled

"An act incorporating the Monroe Mining, Monufacturing and Exporting Company,"

Reported the same back to the House without amendment.

Ordered to a third reading.

Mr. Green of Clay, from the select committee to which was referred the bill for

"An act for the benefit of securities,"

Reported the same back to the House with sundry amendments,

Which were read and concurred in, when

On motion of Mr. Stone,

The further consideration of said bill was indefinitely postponed.

Message from the Senate by Mr. Thomas, their Secretary.

Mr. Speaker,

The Senate have passed a bill entitled

"An act to incorporate the Galena Rail road and transportation company,"

And ask the concurrence of the House of Representatives in the passage of said bill.

And then he withdrew.

Mr. Dunbar, from the select committee, to which was referred the bill for

"An act for a State Road from Marshal to Charleston,"

Reported the same back to the House with amendments;

Which were read and concurred in.

Ordered to be engrossed for a third reading.

Mr. Edmonston, from the select committee to which was referred the bill for

"An act to incorporate the Spoon River Navigation Company,"

Reported the same back to the House with an amendment;

Which was read and concurred in.

Ordered to be engrossed for a third reading.

Mr. English, from the select committee to which was referred the bill for

"An act to legalize the sales of sections 16, in township ten North of Ranges 11 and 13 West, in Greene county,"

Reported the same without amendment.

The bill was then ordered to be engrossed for a third reading.

Mr. Elkin, from the select committee to which was referred the bill, entitled

"An act to alter and re-locate a part of the State Road, leading from Jacksonville to Springfield,"

Reported the same without amendment.

Ordered to be engrossed for a third reading.

Mr. Moore of McLean, from the select committee to which was referred certain petitions, reported a bill, for

"An act to establish the county of Livingston:"

Which was read the first time, and

Ordered to a second reading.

Mr. Leary, from the select committee to which was referred the bill from the Senate, entitled

"An act to organize Henry county,"

Reported the same with an amendment;

Which was read and concurred in.

Ordered to a third reading as amended.

Mr. Courtright, from the select committee to which was referred the bill from the Senate, entitled

"An act to authorize Lyman Wooster and Asher Holmes to build a mill dam across the Kankakee river,"

Reported the same without amendment.

Mr. Hardin moved to lay the bill on the table until the 4th day of July next;

Which was not agreed to.

The bill was then ordered to a third reading.

Mr. Moore of St. Clair, from the select committee to which was referred the bill from the Senate, entitled

"An act granting a lot of land to the town of Chicago for the burial of the dead,"

Reported the same without amendment.

Ordered to a third reading.

Mr. Aldrich, from the select committee to which was referred a certain petition, reported a bill for

"An act to locate a State road from Meredocia to Warsaw,"

Which was read the first time, and

Ordered to a second reading.

On motion of Mr. Aldrich,

The rule of the House was dispensed with and said bill was read the second time by its title, and

Ordered to be engrossed for a third reading.

Mr. Craig, from the select committee to which was referred the bill for

"An act to locate a State road from Waterloo in Monroe county, to Nashville in Washington county,"

Reported the same without amendment, and recommended its passage.

The bill was then ordered to be engrossed for a third reading.

Mr. Murphy of Vermilion, from the select committee to which was referred a bill for

"An act to establish a State Road from Danville to Ottawa,"

Reported the same with an amendment;

Which was read and concurred in.

The bill was then ordered to be engrossed for a third reading.

Mr. Morton, from the select committee to which was referred the bill from the Senate, entitled

"An act relative to section 16th, township 17 north of range 9 west of the third principal meridian,"

Reported the same back to the House without amendment.

The bill was then ordered to a third reading.

Mr. Atwater, from the select committee to which was referred a certain petition reported a bill for

"An act to incorporate the Hennepin Bridge Company,"

Which was read the first time, and

Ordered to a second reading.

On motion of Mr. Atwater,

The rule of the House was dispensed with, and said bill read the second time by its title, and

On motion of Mr. Voris,

Referred to the committee on Corporations.

Mr. Harris, from the select committee to which was referred the bill, entitled

"An act to locate a State road from Carlinville to Grafton,"

Reported the same with amendments;

Which were read and concurred in.

The bill was then ordered to be engrossed for a third reading.

Mr. Stone, from the select committee to which was referred a communication of the treasurer, asking instructions of the Legislature as to the proper mode to be pursued in relation to the surplus revenue from the United States, reported,

That they did not consider any instruction or further legislation on the subject necessary, and ask leave to be discharged from the further consideration of the communication;

Which was granted.

Mr. Paullen, from the select committee to which was referred a bill from the Senate, entitled

"An act to locate a State road from Atlas in Pike county, to the south line of Adams county,"

Reported the same without amendment.

Ordered to a third reading.

Mr. Happy, from the select committee to which was referred the bill for

"An act to locate a certain State Road therein named,"

Reported the same with amendments;

Which were read and concurred in.

The bill was then ordered to be engrossed for a third reading.

Mr. Reddick, from the select committee to which was referred the bill entitled

"An act to locate a State Road from Paris to Pekin;"

Reported the same with amendments;

Which were read and concurred in.

The bill was then ordered to be engrossed for a third reading.

Mr. Dollins gave notice that he should on Wednesday next, or some day thereafter, ask leave to introduce a bill for

"An act for the relief of the Clerk of the county commissioners court of Franklin county."

Mr. Pace, from the select committee to which was referred a certain petition, reported a bill for

"An act to re-locate a part of the State road leading from Mount Vernon to New Nashville;"

Which was read the first time and

Ordered, to a second reading.

Mr. Turney, from the select committee to which was referred the bill from the Senate, entitled

"An act to incorporate the Jo Daviess Marine and Fire Insurance Company,"

Reported the same with an amendment.

Which was read and concurred in.

Ordered to a third reading as amended.

Mr. Dawson, from the select committee to which was referred the bill from the Senate, entitled

"An act for erecting a Recorder's and Clerk's Office in Sangamon county,"

Reported the same with amendments;

Which were read and concurred in.

Ordered to a third reading as amended.

Mr. Murphy of Vermilion, from the select committee to which was referred the bill, entitled

"An act declaring certain streams therein named navigable,"

Reported the same without amendment;

The bill was then ordered to be engrossed for a third reading.

Mr. Turley from the select committee to which was referred a certain petition, reported a bill for

"An act to change part of the State road from Palestine to Shelbyville,"

Which was read the first time, and

Ordered to a second reading.

Mr. Witt from the select committee to which was referred the bill, entitled

"An act to incorporate the President and Trustees of the Jerseyville Academy,"

Reported the same without amendment.

The bill was then ordered to be engrossed for a third reading.

Mr. Wilson from the select committee to which was referred the bill for

"An act authorizing suits against persons whose names are unknown in certain cases,"

Reported the same without amendment, and recommended its passage.

The bill was then ordered to be engrossed for a third reading.

Mr. Green of Clay, from the select committee to which was referred the bill for

"An act to locate a State road from John Orrender's in Marion county, to Elijah Nelson's in Clay county,"

Reported the same with amendments,

Which were read and concurred in.

The bill was then ordered to be engrossed for a third reading.

And then the House adjourned until 2 o'clock P. M.

2 o'clock, P. M.

House met pursuant to adjournment.

Mr. Madden from the Committee on Enrolled Bills, reported that they had this day laid before the Council of Revision, bills of the following titles, viz:

"An act to review and re-locate a State road from opposite Naples to Centreville in Adams county."

"An act to alter and amend an act relating to the Gallatin Saline, and the lands belonging to the same," approved, January 16th, 1836.

"An act to vacate part of a State road therein named."

"An act to incorporate the Kaskaskia Bridge Company."

"An act to locate a State Road from Shelbyville in Shelby county, to the county line of Fayette county." And

"An act declaring a certain road therein named a State road:"

The question pending last Friday evening when the House adjourned, being the motion of Mr. English to commit the bill entitled

"An act to establish and maintain a general system of internal improvements,"

To a committee of the Whole House, and make it the order of the day for to-morrow, again coming up for consideration,

Mr. English withdrew his motion.

Mr. Lane moved to amend the bill, by adding after the word "from" in the 2nd line of the 8th article of the 18th section the following, to wit:

"Jacksonville via Manchester, White Hall, Carrollton, Jerseyville and"

Mr. Minshall moved to amend the amendment, by adding before the same the following, to wit:

"Mount Sterling, Rushville, Beardstown,"

Which was not agreed to.

The question was then taken upon the amendment as proposed by Mr. Lane,

And decided in the negative, by yeas and nays as follow, upon the call of Messrs. Hardin and Bently, to wit:

In the affirmative,

Messrs. Able, Charles, Cullom, Davidson, Davis, Dement, Douglass, Edmonston, Edwards, Elkin, English, French, Green of St. Clair, Happy, Hardin, Harris, Lane, Lincoln, Lyons, McClernand, Madden, Minor, Morton, Murphy of Perry, Ralston, Rawalt, Reddick, Shields, Smith of Madison, Turley, Turney, Walker of Morgan, Witt and Mr. Speaker —34.

In the negative,

Messrs. Aldrich, Atwater, Ball, Barnett, Bently, Carpenter, Craig, Crain, Dawson, Diarman, Dollins, Dougherty, Dubois, Dunbar, Enloe, Galbreath, Green of Clay, Hinshaw, Hogan, Hunt, Lagow, Leary, Logan, McCown, McMurtry, Marrs, Minshall, Moore of McLean, Moore of St. Clair, Murphy of Vermilion, Naper, Odam, Oneille, Pace, Paullen, Richardson, Smith of Wabash, Stone, Stuntz, Voris, Walker of Cook, Watkins, Wheeler, Whitten, Wilson and Wood—46.

Mr. Minshall moved to amend the bill by striking out of

138th line, the word "Jacksonville," and inserting "Mount Sterling and Rushville in Schuyler, and Beardstown."

Mr. Lincoln called for a division of the question.

The question was then taken upon striking out as proposed by Mr. Minshall,

And decided in the negative, by yeas and nays as follow, upon the call of Messrs. Minshall and Bently, to wit:

In the affirmative,

Messrs. Bently, Carpenter, Charles, Davis, Dubois, Edmonston, McMurtry, Minshall, Odam, and Richardson—10.

In the negative,

Messrs. Able, Aldrich, Atwater, Ball, Barnett, Courtright, Craig, Crain, Cullom, Davidson, Dawson, Dement, Diarman, Dollins, Dougherty, Douglass, Dunbar, Edwards, Elkin, English, Enloe. French, Galbreath, Green of Clay, Green of St. Clair, Happy, Hardin, Harris, Hinshaw, Hogan, Hunt, Lagow, Lane, Leary, Lincoln, Linder. Logan, Lyons, McCown, McClernand, Madden, Marrs, Minor, Moore of McLean, Moore of St. Clair, Morton, Murphy of Perry, Murphy of Vermilion, Naper, Oneille, Pace, Paullen, Ralston, Rawalt, Reddick, Shields, Smith of Madison, Smith of Wabash, Stone, Stuntz, Turley, Turney Voris, Walker of Cook, Walker of Morgan, Watkins, Wheeler, Whitten, Wilson, Witt, Wood and Mr. Speaker.—72.

Mr. Walker of Morgan moved to amend the bill by adding after the word "Jacksonville," the words "and Trenton;"

Which was not agreed to.

Mr. Witt moved to amend the bill by adding,

"Also the branch cross rail road from the central rail road in the direction of Hillsboro' shall be continued to the Illinois river, at or near Columbiana, on said river, in Greene county, via Hillsboro' in Montgomery county, Carlinville in Macoupin county, Carrollton, in Greene county; and that a sum sufficient to construct said road is hereby appropriated out of the first monies appropriated by said Board of Commissioners."

On the question shall the amendment proposed by Mr. Witt be adopted?

It was decided in the negative by yeas and nays, as follow, upon the call of Messrs. Linder and Bently, to wit:

In the affirmative,

Messrs. Craig, Cullom, Davis, Douglass, Dunbar, Edwards, Elkin, English, French, Galbreath, Hardin, Harris, Lane. Lincoln, Lyons, McClernand, Morton, Murphy of Vermilion,

Richardson, Shields, Smith of Madison, Turney, Walker of Morgan, Wilson and Witt—25.

In the negative,

Messrs. Able, Aldrich, Atwater, Ball, Barnett, Bently, Carpenter, Charles, Courtright, Crain, Davidson, Dawson, Dement, Diarman, Dollins, Dougherty, Dubois, Edmonston, Enloe, Green of Clay, Green of St. Clair, Happy, Hinshaw, Hogan, Hunt, Lagow, Leary, Linder, Logan, McCown, McMurtry, Madden, Marrs, Minor, Minshall, Moore of McLean, Moore of St. Clair, Murphy of Perry, Naper, Odam, Oneille, Pace, Paullen, Ralston, Rawalt, Reddick, Smith of Wabash, Stone, Stuntz, Turley, Voris, Walker of Cook, Watkins, Wheeler, Whitten, Wood and Mr. Speaker—57.

Mr. McMurtry moved to strike out of the 8th article of the 18th section of the bill the following words, to wit:

"And also a rail road from Alton to Shawneetown, to diverge from the aforesaid cross rail road at or near Edwardsville, and thence from said diverging point, via Lebanon in St. Clair county, Nashville in Washington county, Pinckneyville in Perry county, Frankfort in Franklin county, and Equality in Gallatin county."

Mr. Minshall moved to amend the amendment by striking out the whole thereof and all the bill after the enacting clause and insert the following:

Whereas, It is the opinion of this House that it is inexpedient at the present time to adopt as extensive a system of Internal Improvement as is proposed by the bill now under consideration,

Therefore resolved, That the committee on Internal Improvements be instructed to introduce a bill creating a Board of Internal Improvements, which Board of Internal Improvement shall organize and employ a competent corps of Engineers and examine the several routes marked out by the bill now under consideration, and to report how far they will conflict with the charters heretofore granted by the Legislature, and report how far the several routes will conflict with each other, how many miles of rail road lies within ten miles of each other, and also what population the rail roads accommodate in each division of twenty miles; and that the board be required to employ an engineer of acknowledged reputation to examine the rivers provided for in the bill now under consideration, and

that said board be required to report the result of their operations to the next Legislature of this State-

Mr. McClernand called for a division of the question.

And then the House adjourned.

Teusday January. 31, 1837.

House met pursuant to adjournment.

Message from the Senate, by Mr. Thomas their Secretary.

Mr. Speaker,

The Senate have passed bills of the following titles, viz:

"An act to provide for paying contractors upon the Illinois and Michigan Canal."

"An act to regulate proceedings by attachment, before Justices of the Peace."

"An act to compensate the several persons for labour done, materials furnished, and cash advanced on the new State House;" and

"An act relative to certain school lands in the county of Fulton."

In the passage of which several bills, they ask the concurrence of the House of Representatives.

They have concurred with the House of Representatives in the passage of bills of the following titles, viz:

"An act to amend an act entitled an act for the limitation of actions and for avoiding vexatious law suits."

"An act forming an additional Judicial Circuit," and

"An act to make the Clerks of the County Commissioners Courts, County Treasurers, Public Administrators, and Notaries Public, elective by the people,"

As respectively amended by them,

And ask the concurrence of the House of Representatives in the amendments of the Senate to said bills respectively.

They amend the titles of the two last mentioned bills.

The first of them by striking out the word "District," and inserting the word "circuit," in lieu thereof.

And the last by striking out all between the word "Treasurers" and "elective;"

And also ask the concurrence of the House of Representatives in their amendments to the titles of said bills respectively.

And then he withdrew.

Mr. Madden, from the committee on Enrolled Bills, reported as correctly enrolled bills of the following titles, viz:

"An act to locate a State road from the State line of Indiana, to intersect the road leading from Paris in Edgar county to Springfield,"

"An act to change a part of the state road from Shelbyville to the Wabash,"

"An act to locate a State road from York to New Richmond in the county of Clark."

"An act to locate a State Road from Shokokon in Warren county, to Rushville in Schuyler county."

"An act to incorporate the Granville academy." And

They have also this day laid before the Council of Revision the foregoing bills.

Mr. Pace presented the petition of sundry citizens of Franklin county for a State road from Equality to New Nashville.

The reading of which was,

On his motion,

Dispensed with, and

Referred to the same select committee to which was referred the bill from the Senate upon the same subject.

Mr. Moore of St. Clair, from the Committee on Finance to which was referred the bill from the Senate entitled,

"An act for the relief of Reni Paul,"

Reported the same back to the House without amendment;

And recommended its passage.

Ordered to a third reading.

Mr. Lane from the Committee on Corporations to which was referred the bill for

"An act to incorporate Princeton Seminary,"

Reported the same back to the House without amendment;

And recommended its passage.

Ordered to a third reading.

Mr. Lane from the committee on Corporations, to which was referred the bill from the Senate, entitled

"An act to incorporate the Knox Manual Labor College:"
Reported the same back to the House without amendment;
And recommended its passage.
Ordered to a third reading.
Mr. Lane from the committee on Corporations to which was referred the Bill for
"An act to incorporate the Beardstown Improvement Company,"
Reported the same back to the House without amendment.
On motion of Mr. Hardin,
Said bill was re-committed to a select committee.
Ordered, That Messrs. Hardin, Walker of Morgan and Reddick, be that committee.
Mr. Bently from the committee on Corporations, to which was referred the bill from the Senate, entitled
"An act to incorporate the Ilinois Beet Sugar Manufacturing Company,"
Reported the same back to the House with sundry amendments;
Which were read.

Mr. Murphy of Vermilion called for a division so as to take the question upon each separately.
The question was then taken upon the amendment proposed to the third section,
And agreed to.
The question was then taken upon the amendment to the tenth section,
And agreed to.
The question was then taken upon the amendment proposed to the last section,
And agreed to.
The bill was then ordered to a third reading.
Mr. Lane from the committee on Corporations to which was referred the bill for
"An act to incorporate the Ottawa Manufacturing Company,"
Reported the same back to the House without amendment;
On motion of Mr. Madden,
Referred to a select committee.

Ordered That Messrs. Madden, Walker of Cook and Richardson be that committee.

Mr. Dougherty from the committee on the Judiciary, to which was referred the bill from the Senate for

"An act to amend an act for the benefit of the widow and heirs of Asa Ledbetter, deceased,"

Reported the same back to the House without amendment; And recommended its passage.

Ordered to a third reading.

Mr. Bently from the committee on Corporations to which was referred the bill for

"An act to incorporate the town of Upper Alton,"

Reported the same back to the House with sundry amendments;

Which were read and concurred in.

Ordered to be engrossed for a third reading.

Mr. Dougherty from the committee on the Judiciary to which was referred the bill from the Senate, entitled

"An act to amend an act to regulate the apprehension of offenders, and for other purposes," approved January 6, 1837.

Reported the same back to the House without amendment.

Ordered to a third rerding.

Mr. Lane from the committee on Corporations to which was referred the bill for

"An act to incorporate the Liberty and Pinckeyville rail road company."

Reported the same back to the House without amendment,

Ordered to be engrossed for a third reading.

Mr. Courtright from the committee on roads and canals to which was referred the bill for

"An act to incorporate the Canton and Utica rail road company."

Reported the same back to the House with an amendment.

Which was read and concurred in.

Ordered to be engrossed for a third reading.

Mr. Bently from the committee on Corporations to which was referred the bill from the Senate, entitled

"An act to incorporate the Peoria Commercial Insurance Company:"

Reported the same back to the House with sundry amendments,

Which were read.

Mr. Voris moved to amend the proposed amendment of the

committee, by inserting in the 11th section 3rd line, after the words "paid in," the words "and secured to be paid in, upon the call of the President and Directors of said company."

Also strike out the 12th section, and insert the following:

"The Legislature reserves the right to alter, amend, or repeal this charter whenever two-thirds of each House shall concur therein.

Mr. Lane moved to lay said bill and proposed amendments upon the table until the 4th day of July next,

Which was not agreed to.

Mr. Morton called for a division of the question upon the amendments proposed by Mr. Voris to the amendments of the committee.

The question was then taken upon the first amendment to the amendments of the committee,

And agreed to.

Mr. Douglass called for a further division of the question, so as to take the question upon striking out.

The question was then taken upon striking out,

And decided in the negative, by yeas and nays upon the call of Messrs. Bently and Morton, as follow, to wit:

In the affirmative,

Messrs. Aldrich, Atwater, Ball, Charles, Craig, Cullom, Dawson, Dubois, Elkin, Hardin, Hogan, Hunt, Lane, Lincoln, Lyons, McMurtry, Minshall, Murphy of Vermilion, Oneille, Pace, Rawalt, Ralston, Shields, Smith of Madison, Smith of Wabash, Stone, Stuart, Thompson, Voris, Watkins, and Wilson—31.

In the negative,

Messrs. Barnett, Bently, Carpenter, Courtright, Crain, Davidson, Davis, Dement, Diarman, Dollins, Dougherty, Douglass, Dunbar, Edmonston, English, Enloe, French, Galbreath, Green of Clay, Hankins, Happy, Hinshaw, Lagow, Leary, Logan, McCown, McClernand, Madden, Marrs, Minor, Moore of McLean, Moore of St. Clair, Morton, Murphy of Perry, Naper, Odam, Paullen, Reddick, Richardson, Stuntz, Turley, Turney, Walker of Cook, Walker of Morgan, Wheeler, Whitten, Witt and Mr. Speaker—48.

The question was then taken upon the amendments proposed by the committee as amended,

And agreed to.

Ordered to a third reading as amended.

Mr. Hogan from the select committee to which was referred the bill from the Senate, entitled

"An act supplemental to an act to incorporate the Alton Marine, and Fire Insurance Company," approved Feb. 7, 1835,

Reported the same back to the House with an amendment,

Which was read and concurred in.

Mr. Happy moved to amend the bill by adding the following as an additional section, viz:

Sec. *Provided*, The Legislature shall hereafter have the right to alter, amend, or repeal the act to which this is a supplement, whenever the public good shall require it,

Which was decided in the negative by yeas and nays, upon the call of Messrs. Hogan and Bently as follow, to wit:

In the affirmative,

Messrs. Barnett, Bently, Carpenter, Courtright, Crain, Davidson, Davis, Dement, Diarman, Dollins, Douglass, Edmonston, English, Enloe, Hankins, Happy, Harris, Hinshaw, Lagow, McCown, Madden, Marrs, Moore of McLean, Morton, Odam, Paullen, Reddick, Richardson, Turley, Turney, Walker of Cook, Walker of Morgan, Wheeler, Whitten, Witt and Mr. Speaker—36.

In the negative,

Messrs. Able, Aldrich, Atwater, Ball, Charles, Craig, Cullom, Dawson, Dubois, Dunbar, Edwards, Elkin, French, Galbreath, Green of Clay, Green of St. Clair, Hardin, Hogan, Hunt, Leary, Lincoln, Lyons, McCormick, McClernand, McMurtry, Minor, Minshall, Moore of St. Clair, Murphy of Perry, Murphy of Vermilion, Naper, Oneille, Pace, Ralston, Rawalt, Shields, Smith of Madison, Smith of Wabash, Stone, Stuart, Stuntz, Thompson, Voris, Watkins, Wilson, and Wood—46.

Mr. Morton, moved to lay the bill upon the table until the 4th day of July next;

Which was not agreed to:

On motion of Mr. Hogan,

Said bill was referred to a select committee.

Ordered, That Messrs. Hogan, Happy, and Harris, be that committee.

Mr. Cullom, from the select committee to which was referred a certain petition, reported a bill for

"An act to incorporate the Macinaw and Illinois Canal Company;"

Which was read the first time, and
Ordered to a second reading.
On motion of Mr. Stuart,
The rule of the House was dispensed with, and said bill was now read a second time by its title, and
On motion of Mr. Douglass,
Referred to the committee on Corporations.
Mr. McClernand, from the select committee to which was referred the bill from the Senate, entitled
"An act to locate a State road from Equality to Vienna,"
Reported the same back to the House with an amendment,
Which was read and concurred in.
Ordered to a third reading as amended.
Mr. Hogan, from the select committee to which was referred the bill for
"An act to incorporate the Madison and St. Clair Canal Company,"
Reported the same back to the House with sundry amendments;
Which were read, when,
On motion of Mr. Minor,

The House adjourned until 2 o'clock, P. M.

2 o'clock, P. M.

House met pursuant to adjournment.

Mr. Speaker laid before the House a communication from the Governor relative to a vacancy in the office of Judge of Probate of Pike county;
Which was read, and
On motion of Mr. Walker of Morgan,
Laid on the table.
Mr. Speaker laid before the House another communication from the Governor accompanied by a letter from the Executive of the State of Indiana, and a joint resolution of the Legislature of the said State, in relation to the improvement of the Wabash River;
All which were read, and

On motion of Mr. Moore of St. Clair,

Referred to the committee on Internal Improvements.

Message from the council of Revision by Mr. Owings, their Secretary.

Mr. Speaker:—

The Council of Revision have approved of bills of the following titles viz:

"An act authorizing the school commissioners of the county of Cook, to pay over to the Commissioners of the county of Will her proportion of the school fund."

"An act to locate a State road from York to New Richmond, in the county of Clark."

"An act declaring a road therein named a State road."

"An act to locate a State road from Peoria in Peoria county, to Knoxvile in Knox county, and for other purposes."

"An act to incorporate the White Hall and Albany Turnpike road company."

"An act for a State road from Peoria, in Peoria county, to Quincy, in Adams connty.'

"An act to locate a State road from Shelbyville in Shelby county, to the county line of Fayette county."

"An act to locate and establish a State road from the State line of Indiana, to intersect the Road leading from Paris in Edgar county to Springfield."

"An act to incorporate the Granville Academy."

"An act to locate a State road from Shokokon in Warren county, to Rushville in Schuyler county."

"An act to change a part of the road from Shelbyville to the Wabash:"

And then he withdrew.

Message from the Senate, by Mr. Thomas their Secretary. Mr. Speaker:

The Senate have concurred with the House of Representatives in the passage of bills of the following titles, viz:

"An act to locate a State road from Hennepin by Pekin to Springfield."

"An act authorizing James Jessup to build a bridge across Skillet Fork." And

"An act to re-locate part of a State road therein named."

As respectively amended by them;

And ask the concurrence of the House of Representatives in their amendments to said bills.

They have passed bills of the following titles, viz:

"An act to authorize Samuel Rodgers to sell and convey certain real estate therein described:" and

"An act to amend an act, entitled an act establishing the courts of county commissioners, approved March 22nd, 1819:"

In the passage of which several bills, they ask the concurrence of the House of Representatives.

And he withdrew.

The question pending at the adjournment of the House on last evening, being upon the motion of Mr. Minshall to strike out all after the enacting clause in the engrossed bill, entitled

"An act to establish and maintain a general system of Internal Improvements,"

And insert a substitute, again coming up for consideration,

Messrs. Bently and English called for the yeas and nays upon said motion,

Which being taken, it was decided in the negative.

In the affirmative,

Messrs. Bently, Carpenter, Cullom, Davis, Diarman, Dollins, Dubois, English, Enloe, Hardin, Harris, Lane, McCown, McMurtry, Minshall, Odam, Paullen, Richardson, Stuart, Wheeler, and Witt—22.

In the negative,

Messrs. Able, Aldrich, Atwater, Ball, Barnett, Charles, Courtright, Craig, Crain, Davidson, Dawson, Dement, Dougherty, Douglass, Dunbar, Edmonston, Edwards, Elkin, French, Galbreath, Green of Clay, Green of St. Clair, Hankins, Happy, Hinshaw, Hogan, Hunt, Lagow, Leary, Lincoln, Linder, Logan, Lyons, McCormick, McClernand, Madden, Marrs, Minor, Moore of McLean, Moore of St. Clair, Morton, Murphy of Perry, Murphy of Vermilion, Naper, Oneille, Pace, Ralston, Rawalt, Reddick, Shields, Smith of Madison, Smith of Wabash, Stone, Stuntz, Turley, Turney, Voris, Walker of Cook, Walker of Morgan, Watkins, Wilson, Wood, and Mr. Speaker—63.

Mr. Lagow moved the previous question.

The question was then taken upon striking out all that portion of the bill, which related to the appropriation for, and constructions of a rail-road from Alton to Shawneetown, upon Mr. McMurtry's motion;

And decided in the negative, by yeas and nays, upon the call of Messrs. Bently and Watkins, as follow, viz:

In the affirmative,

Messrs. Bently, Davis, Dubois, English, Enloe, Hardin, Harris, Lane, McMurtry, Minshall, Oneille, Richardson, Stuart, Thompson, Wheeler, and Whitten.—16.

In the negative,

Messrs. Able, Aldrich, Atwater, Ball, Barnett, Carpenter, Charles, Courtright, Craig, Crain, Cullom, Davidson, Dawson, Dement, Diarman, Dollins, Dougherty, Douglass, Dunbar, Edmonston, Edwards, Elkin, French, Galbreath, Green of Clay, Green of St. Clair, Hankins, Happy, Hinshaw, Hogan, Hunt, Lagow, Leary, Lincoln, Linder, Logan, Lyons, McCormick, McCown, McClernand, Madden, Marrs, Minor, Moore of McLean, Moore of St. Clair, Morton, Murphy of Perry, Murphy of Vermilion, Naper, Odam, Pace, Paullen, Ralston, Rawalt, Reddick, Shields, Smith of Madison, Smith of Wabash, Stone, Stuntz, Turley, Turney, Voris, Walker of Cook, Walker of Morgan, Watkins, Wilson, Witt, Wood and Mr. Speaker—70.

Mr. Lagow withdrew his call for the previous question.

On motion of Mr. Shields,

The bill was amended in the 18th section, by striking out the words "in the construction of slack-water navigation."

Mr. Smith of Wabash moved further to amend the bill filling the blank in the 20th section with the following, viz:

"The balance, after paying the debt due from the State, to the school, college, and seminary funds."

Mr. Lagow moved the previous question.

The question was then taken on the proposed amendment to fill the blank in the 20th section,

And decided in the affirmative by yeas and nays, upon the call of Messrs. Witt and McCown, as follow, to wit:

In the affirmative,

Messrs. Able, Aldrich, Atwater, Barnett, Charles, Craig, Crain, Davidson, Dement, Dougherty, Douglass, Dunbar, Edmonston, Elkin, Galbreath, Green of Clay, Green of St. Clair, Hardin, Hinshaw, Hogan, Hunt, Lagow, Leary, Linder, Logan, Lyons, McClernand, Madden, Marrs, Moore of McLean, Moore of St. Clair, Morton, Murphy of Perry, Murphy of Vermilion, Naper, Pace, Ralston, Reddick, Shields, Smith of Madison, Smith of Wabash, Stuart, Stuntz, Turley, Voris, Walker of Cook, Watkins, Wilson, Wood and Mr. Speaker—50.

In the negative,

Messrs. Ball, Bently, Carpenter, Courtright, Cullom, Davis, Dawson, Diarman, Dollins, Dubois, Edwards, English, Enloe, French, Hankins, Happy, Harris, Lane, Lincoln, McCormick, McCown, McMurtry, Minor, Minshall, Odam, Oneille, Paullen, Rawalt, Richardson, Stone, Thompson, Turney, Walker of Morgan, Whitten, and Witt—35.

The question was then put,

Shall the main question be now put?

And decided in the affimative, by yeas and nays, upon the call of Messrs. Richardson and Witt, as follow, viz:

In the affirmative,

Messrs. Able, Aldrich, Ball, Barnet, Bently, Charles, Courtright, Craig, Crain, Cullom, Davidson, Dawson, Dement, Diarman, Dougherty, Douglass, Dunbar, Edmonston, Enloe, French, Green of Clay, Green of St. Clair, Hankins, Hinshaw, Hogan, Lagow, Leary, Linder, Logan, Lyons, McCown, McClernand, Madden, Marrs, Minor, Moore of McLean, Morton, Murphy of Perry, Murphy of Vermilion, Naper, Ralston, Rawalt, Reddick, Shields, Smith of Madison, Smith of Wabash, Stuntz, Thompson, Turley, Turney, Walker of Cook, Whitten and Wood—52.

In the negative,

Messrs. Atwater, Carpenter, Davis, Dollins, Dubois, Edwards, Elkin, English, Galbreath, Happy, Hardin, Harris, Hunt, Lane, Lincoln, McCormick, McMurtry, Minor, Minshall, Moore of St. Clair, Odam, Oneille, Pace, Paullen, Richardson, Stone, Stuart, Voris, Walker of Morgan, Watkins, Wheeler, Wilson, Witt, and Mr. Speaker—34.

The main question was then put,

Shall said bill now pass?

And decided in the affirmative, by yeas and nays, upon the call of Messrs. Bentley and Leary, as follow, viz:

In the affirmative,

Messrs. Able, Aldrich, Atwater, Ball, Barnett, Charles, Courtright, Craig, Crain, Davidson, Dawson, Dougherty, Douglass, Dunbar, Edmonston, Edwards, Elkin, French, Galbreath, Green of Clay, Green of St. Clair, Hankins, Happy, Hinshaw, Hogan, Hunt, Lagow, Leary, Lincoln, Linder, Logan, Lyons, McCormick, McClernand, Madden, Marrs, Minor, Moore of McLean, Moore of St. Clair, Morton, Murphy of Perry, Murphy of Vermilion, Naper, Ralston, Rawalt, Reddick, Shields, Smith of Madison, Smith of Wabash, Stone, Stuntz, Turley, Turney, Voris, Walker of Cook, Walker of Morgan, Watkins, Wilson, Wood and Mr. Speaker—61.

In the negative,

Messrs Bently, Carpenter, Cullom, Davis, Diarman, Dollins, Dubois, English, Enloe, Hardin, Harris, Lane, McCown, McMurtry, Minshall, Odam, Oneille, Pace, Paullen, Richardson, Stuart, Thompson, Wheeler, Whitten, and Witt—25.

Ordered, That the title of the bill be as aforesaid, that the Clerk carry said bill to the Senate, and ask their concurrence therein.

And the House adjourned.

WEDNESDAY, February 1, 1837.

The House met pursuant to adjournment.

Mr. Moore, of St. Clair, rose and said,

Mr. SPEAKER:

The melancholy duty has been assigned to me of announcing to this House the death of one of its members. Mr. David Nowlin, of Monroe county, departed this life, at 2 o'clock in the afternoon, after a severe and protracted illness of near two weeks continuance. It is not intended, at this time, to offer an eulogium on the character of the deceased; on a less excited, and perhaps more suitable occasion, it may be proper to notice the brief career in life, of our lamented colleague, (for he was yet young, though full of promise,) as an example of integrity and usefulness; let it therefore suffice, for the present, to remark, that all who knew him deeply regret his departure hence, because he was honorable, talented and useful—all who knew him weep at his untimely exit.

THEREFORE,

Resolved unanimously, That this House deeply lament the death of David Nowlin, Esq. a Representative from the county of Monroe.

Resolved, That a committee of three be appointed to superintend the necessary arrangements, preparatory to the funeral procession of the deceased.

Resolved, That as a further testimony of respect for the memory of our deceased fellow member, the members of this House will wear crape upon the left arm for thirty days.

Resolved, That this House do now adjourn.

Ordered, That Messrs. Moore of St. Clair, Shields, and Smith of Madison be the committee in pursuance of the foregoing resolution.

And then the House adjourned.

THURSDAY, December 2, 1836.

House met pursuant to adjournment.

Mr. Walker of Morgan moved to amend the 43d rule of the House by striking out the word "ten" and inserting the word "nine;"

Which was agreed to, by yeas and nays as follow, upon the call of Messrs. Happy and Morton towit:

In the affirmative,

Messrs. Able, Aldrich, Atwater, Ball, Barnett, Bentley, Charles, Courtright, Craig, Crain, Cullom, Davidson, Davis, Dawson, Diarman, Dollins, Dunbar, Edmonston, Elkin, English, Galbreath, Green of Clay, Hankins, Happy, Hardin, Harris, Hinshaw, Huey, Hunt, Lagow, Leary, Lincoln, Logan, Lyons, McCown, McClernand, McMurtry, Madden, Marrs, Minor, Minshall, Moore of McLean, Moore of St. Clair, Morton, Murphy of Perry, Murphy of Vermilion, Naper, Odam, Oneille, Pace, Paullen, Ralston, Rawalt, Reddick, Scarborough, Shields, Smith of Madison, Smith of Wabash, Stuart, Stuntz, Thompson, Turley, Turney, Voris, Walker of Morgan, Wheeler, Whitten, Wilson, Witt and Mr. Speaker---70.

In the negative,

Messrs. Dubois, Richardson, Watkins, and Wood—4.

Message from the Senate by Mr. Thomas, their Secretary.

MR. SPEAKER,

The Senate have adopted the following resolution, viz:

Resolved, That a joint select committee, consisting of two on the part of the Senate, and three on the part of the House, be appointed to enquire into the expediency of making out in as particular a manner as possible, the description of all the rail road routes now contemplated by the General Assembly, and that the said routes be made known to our representatives in Congress, with a view to obtain from the General Government a pre-emption right to land lying within five miles of said routes, and have the same reserved from sale as soon as possible,"

And have appointed Messrs. Parrish and Maxwell the committee on their part, and ask the concurrence of the House of Representatives, in the adoption of said resolution.

And he withdrew.

Two communications were received from the Governor by A. P. Field, Esq. Secretary of State.

The question pending on Tuesday last, A. M. when the House adjourned, being on concurring in the report of the select committee in their amendments to the Engrossed Bill for

"An act to incorporate the Madison and St. Clair Canal Company,"

Again coming up for consideration, the question was put,

Will the House concur in the report of the select committee?

And decided in the affirmative.

The bill was then passed.

Ordered, That the title of the bill be as aforesaid, that the clerk carry said bill to the Senate and ask their concurrence therein.

Mr. Madden, from the committee on Enrolled Bills, reported as correctly enrolled bills of the following titles viz:

"An act to locate a State road from Warsaw in Hancock county, to Peoria in Peoria county."

"An act to change the corporate powers of the town of Galena,"

Mr. Stuart presented the petition of sundry citizens of Tazewell county, for a toll bridge across the Mackinaw river,

The reading of which was,

On his motion,

Dispensed with, and

Referred to a select committee.

Ordered That Messrs. Stuart, Cullom and Hunt, be that committee.

Mr. Smith of Wabash, presented the remonstrances of sundry citizens of Clay, Edwards, Lawrence and Wabash counties, against changing the Mount Carmel and Maysville State road,

The reading of which was,

On his motion,

Dispensed with, and

Referred to the same select committee to which was referred some days since

"An act to declare a certain county road therein named a State road."

And two additional members be added to said committee.

Ordered, That Messrs. Smith of Wabash, and McCown, be those persons.

Mr. Craig presented the petition of sundry citizens of Jo Daviess county, praying the establishment of the county of Forsythe,

The reading of which was,

On his motion,

Dispensed with, and

Referred to the committee on Petitions.

Mr. Cullom presented the petition of sundry citizens of Tazewell county praying a State road therein named,

The reading of which was,

On his motion,

Dispensed with, and

Referred to a select committee.

Ordered, That Messrs. Cullom, Moore of McLean and Stone, be that committee.

Mr. Atwater presented the petition of Joseph Brigham, praying the passage of an act to vacate the survey and plat of the town of Concord,

The reading of which was,

On his motion,

Dispensed with, and

The same referred to the committee on Propositions and Grievances.

Mr. McCown from the committee on Agriculture, reported a bill for

"An act supplementary to an act, to amend an act concerning Minors, Orphans and Guardians, approved February 4 1827, approved February 7, 1831,"

Which was read the first time, and

Ordered to a second reading.

Mr. McClernand from the committee on Internal Improvements reported a bill for

"An act to locate a State road from Shawneetown in Gallatin county, to Golconda in Pope county,"

Which was read the first time, and

Ordered to a second reading.

On motion of Mr. McClernand,

The rule of the House was dispensed with and said bill read the second time by its title, and

Ordered to be engrossed for a third reading.

Mr. Smith of Madison, from the Committee on the Penitentiary to which was referred the bill from the Senate, entitled

"An act to re-locate the State Penitentiary,"

Reported the same without amendment,

When,

On motion of Mr. Smith of Wabash,

Said bill was referred to a committee of the whole House and made the special order of the day for Monday next.

Mr. Moore of McLean, from the select committee, to which was referred the bill for

"An act for the formation of the county of Coffee,"

Reported the same with sundry amendments,

Which were read and concurred in.

Mr. McMurtry moved to amend the bill, by striking out the words

"And the line dividing four and five east," and insert

"Five and six east,"

Which was not agreed to by yeas and nays as follow, upon the call of Messrs. Lyons and McMurtry, to wit:

In the affirmative,

Messrs. Aldrich, Crain, Dawson, Dubois, Edwards, Elkin, Galbreath, Hardin, Huey, Hunt, Lagow, Leary, Lincoln, McCormick, McCown, McClernand, McMurtry, Minshall, Moore of St. Clair, Oneille, Pace, Ralston, Rawalt, Richardson, Stone, Stuart, Stuntz, Voris, Watkins and Wilson—30.

In the negative,

Messrs. Able, Atwater, Ball, Barnett, Bently, Carpenter, Charles, Courtright, Craig, Cullom, Davidson, Davis, Dement, Dollins, Douglass, Dunbar, English, Green of Clay, Hankins, Happy, Harris, Hinshaw, Lane, Lyons, Madden, Marrs, Minor, Moore of McLean, Morton, Murphy of Perry, Murphy of Vermilion, Naper, Odam, Paullen, Reddick, Scarborough, Smith of Madison, Smith of Wabash, Thompson, Turley, Turney, Walker of Morgan, Wheeler, Whitten, Witt, and Mr. Speaker—47.

The question was then taken on ordering the bill to be engrossed for a third reading;

And decided in the affirmative, by yeas and nays, as follow, to wit:

In the affirmative,

Messrs. Able, Aldrich, Atwater, Ball, Barnett, Bently, Carpenter, Charles, Courtright, Craig, Crain, Cullom, Davidson, Davis, Dawson, Dement, Diarman, Dollins, Douglass, Dunbar, Edmonston, English, Enloe, Galbreath, Green of Clay, Hankins, Happy, Harris, Hinshaw, Lagow, Lane, Lyons, Madden, Marrs, Minor, Moore of McLean, Morton, Murphy of Perry, Murphy of Vermilion, Naper, Odam, Paullen, Reddick, Scarborough, Smith of Wabash, Stuart, Thompson, Turley, Turney, Voris, Walker of Morgan, Wheeler, Witt, Wood and Mr. Speaker.—55.

In the negative,

Messrs. Dubois, Edwards, Elkin, Huey, Hunt, Leary, Lincoln, McCormick, McCown, McClernand, McMurtry, Minshall, Moore of St. Clair, Oneille, Pace, Ralston, Rawalt, Richardson, Smith of Madison, Stone, Stuntz, Watkins, Whitten, and Wilson—24.

Mr. Stuart, from the select committee to which was referred the bill from the Senate, entitled

"An act to locate a State road from Washington in Tazewell county, to Columbia in Putnam county,"

Reported the same without amendment.

Ordered to a third reading.

Mr. Rawalt, from the select committee to which was referred the bill for

"An act providing for the location of a State road from Danville to Warsaw,"

Reported the same with amendments;

Which were read and concurred in.

Ordered to be engrossed for a third reading.

Mr. Murphy of Vermilion from the select committee to which was referred a certain petition reported a bill for

"An act granting the Perryville and Danville rail road company certain rights and privileges,"

Which was read the first time, and

Ordered to a second reading.

Mr. Madden from the select committee to which was referred a bill from the Senate, entitled

"An act to protect the Canal lands against trespasses,"

Reported the same with sundry amendments,

Which were read and concurred in.

Ordered to a third reading as amended.

Mr. Smith of Madison, from the select committee, to which was referred certain petitions praying for divorces, reported a bill for

"An act for the relief of the persons therein named,"

Which was read the first time, and

On the question,

Shall the bill be read the second time?

It was decided in the negative, by yeas and nays as follow, upon the call of Messrs. Morton and Richardson, to wit:

In the affirmative,

Messrs. Bently, Carpenter, Crain, Davis, Dawson, Dement, Dunbar, Edmonston, English, Enloe, Harris, Huey, Lane, Lincoln, Logan, McCormick, Madden, Murphy of Vermilion,

Paullen, Ralston, Reddick, Shields, Smith of Madison, Smith of Wabash, Thompson, Turney and Witt—27.

In the negative,

Messrs. Able, Aldrich, Ball, Barnett, Charles, Courtright, Craig, Cullom, Davidson, Diarman, Dollins, Douglass, Dubois, Edwards, Elkin, Galbreath, Green of Clay, Hankins, Happy, Hardin, Hinshaw, Hogan, Hunt, Lagow, Leary, Linder, McCown, McMurtry, Marrs, Minor, Minshall, Moore of McLean, Moore of St. Clair, Morton, Naper, Odam, Oneille, Pace, Rawalt, Richardson, Stone, Stuart, Stuntz, Turley, Voris, Walker of Morgan, Wheeler, Whitten, Wilson and Mr. Speaker.—50.

And then the House adjourned until 2 o'clock P. M.

—

2 o'clock, P. M.

House met pursuant to adjournment.

Mr. Madden, from the committee on Enrolled Bills, reported that they had this day laid before the Council of Revision, bills of the following titles, viz:

"An act to locate a State Road from Warsaw in Hancock county, to Peoria in Peoria county,"

"An act to change the corporate powers of the town of Galena."

Mr. Hardin moved to amend the 39th rule of the House, by adding the following, to wit:

That it shall be in order at any time after the time for receiving reports has expired, to move to go into committee of the whole, on any bill which shall have been referred to such committee.

On the question,

Shall the rule be so amended?

It was decided in the negative.

The bills from the Senate, entitled

"An act declaring a certain road herein named a State road."

"An act to authorize Jacob Fry, Thomas Cummings and Isaac Darneil, to establish a ferry across the Illinois river at the town of Guilford."

"An act to locate a State road from Stephenson to Peoria."

"An act to locate a State road from Ottawa to Grandatau, and thence north to intersect a State road from Peoria to Galena."

"An act to incorporate the Griggsville Female Academy,"

Were severally read the third time and passed.

Ordered, that the ttitles of the bils be as aforesaid, and that the Clerk inform the Senate thereof.

The bill from the Senate, entitled

"An act to incorporate the Mississippi and Illinois Canal Company,"

Was read the third time.

Mr. Bently moved to amend the bill. by adding the folowing at the end of the bill, to wit:

The Legislature hereby reserve the right to alter, amend, or repeal this act, whenever the public good require the same."

On the question,

Shall said amendment be adopted?

It was decided in the negative by yeas and nays, as follow, upon the call of Messrs. Bently and Witt, to wit:

In the affirmative,

Messrs. Bently, Courtright, Davidson, Diarman, Dollins, Douglass, Hankins, Happy, Harris, Hinshaw, Leary, McCown, Madden, Marrs, Morton, Murphy of Perry, Odam, Richardson, Turney, Walker of Morgan, Whitten, Wood and Mr. Speaker—23.

In the negative,

Messrs. Able, Aldrich, Atwater, Ball, Barnett, Charles, Craig, Crain, Cullom, Davis, Dawson, Dubois, Dunbar, Edmonston, Edwards, Elkin, English, Galbreath, Green of Clay, Hardin, Hogan, Huey, Hunt, Lagow, Lane, Logan, Lyons, McCormick, McMurtry, Minor, Minshall, Moore of McLean, Moore of St. Clair, Murphy of Vermilion, Naper, Oncille, Pace, Paullen, Ralston, Rawalt, Reddick, Scarborough, Shields, Smith of Madison, Smith of Wabash, Stone, Stuart, Stuntz, Thompson, Turley, Voris, Watkins, Wheeler, Wilson and Witt—55.

The question was then taken on the passage of the bill,

And decided in the affirmative, by yeas and nays as follow, to wit:

In the affirmative,

Messrs. Able, Aldrich, Atwater, Ball, Barnett, Charles, Craig, Crain, Cullom, Davis, Dawson, Dement, Dollins, Dubois, Dunbar, Edmonston, Edwards, Elkin, English, Green of Clay, Hardin, Hogan, Huey, Hunt, Lagow, Lane, Logan, Lyons, McCormick, McMurtry, Minor, Minshall, Moore of McLean, Moore of St. Clair, Murphy of Perry, Murphy of Vermilion, Naper, Oneille, Pace, Paullen, Ralston, Rawalt, Reddick, Richardson, Shields, Smith of Madison, Smith of Wabash, Stone, Stuart, Stuntz, Thompson, Turley, Turney, Voris, Walker of Morgan, Wheeler, Wilson, Witt and Wood —69.

In the negative,

Messrs. Bently, Courtright, Davidson, Diarman, Douglass, Hankins, Happy, Harris, Hinshaw, Leary, McCown, Madden, Marrs, Morton, Odam, Watkins, Whitten, and Mr. Speaker —18.

A message from the Senate by Mr. Thomas, their Secretary.

Mr. Speaker:

The Senate have concurred with the House of Representatives in the passage of the bills of the following titles, viz:

"An act to locate a State road," And

"An act to locate a certain State Road."

They have also concurred with the House of Representatives, in the passage of bills of the following titles, viz:

"An act to incorporate the Pekin Hotel Company," and

"An act to incorporate the Stonington College of Illinois;"

As respectively amended by them;

And ask the concurrence of the House of Representatives in their amendments to said last mentioned bills respectively.

They have passed bils of the following titles, viz:

"An act to establish a State road therein named."

"An act to change a State road therein named."

"An act to incorporate the Liverpool, Canton and Knoxville rail rod company."

"An act to incorporate the President and Trustees of the Rushville Seminary."

"An act to amend an act entitled an act for the organization and government of the militia of this State," approved March 2, 1833.

"An act to vacate parts of certain roads."

"An act to change a part of a certain road therein named,"

"An act to change a part of the State road from Hillsboro' to Alton."

"An act re-locating the town of Utica, in the county of Fulton."

"An act for the relief of William Armstrong and William Henson."

"An act to alter the name of William Lock."

"An act concerning Appeals and writs of Error."

"An act to incorporate Hillsboro' Academy."

"An act to incorporate the Pittsfield Academy."

"An act to change the name of the town of Salem, and for other purposes."

In the passage of which several bills they ask the concurrence of the House of Representatives.

And then he withdrew.

Another message from the Senate by Mr. Thomas, their Secretary.

Mr. SPEAKER:

The Senate have adopted the following resolution, viz:

Resolved by the Senate, (*the House of Representatives concurring herein*,) That both Branches of the General Assembly will meet in the Hall of the House of Representatives on the 4th day of February, instant, at the hour of 2 o'clock, P. M., and proceed to elect Judges of Probate for all those counties where vacancies exist.

And ask the concurrence of the House of Representatives in the adoption of said resolutions.

The have also adopted the following resolutions, viz:

Resolved by the Senate, That the House of Representative be respectfully requested to furnish the Senate with a copy of a report made to that House on the 21st of January, 1837, by the committee on Roads and Canals, upon the subject of the Illinois and Michigan Canal.

And then he withdrew.

The engrossed bill, entitled

"An act to incorporate the Danville and Covington Rail Road Company,"

Was read the third time.

Mr. Bently moved to amend the bill by adding the following, viz:

The Legislature hereby reserves the right to alter, amend or repeal this act whenever the public good requires the same.

On the question,

Shall said amendment be adopted?

It was decided in the negative, by yeas and nays as follow, upon the call of Messrs. Bently and Leary, viz:

In the affirmative,

Messrs. Bently, Carpenter, Courtright, Crain, Davidson, Dement, Diarman, Dollins, Edmonston, Green of Clay, Hankins, Happy, Harris, Hinshaw, Lagow, Leary, McCown, Madden, Moore of McLean, Morton, Murphy of Perry, Odam, Paullen, Reddick, Turney, Walker of Morgan, Wheeler, Whitten, and Mr. Speaker—29.

Those who voted in the negative, were,

Messrs. Aldrich, Atwater, Ball, Barnett, Charles, Craig, Cullom, Davis, Dawson, Dubois, Dunbar, Edwards, Elkin, Hardin, Huey, Hunt, Lane, Lyons, McCormick, McMurtry, Minor, Minshall, Moore of St. Clair, Murphy of Vermilion, Naper, Oneille, Pace, Ralston, Rawalt, Scarborough, Shields, Smith of Madison, Smith of Wabash, Stuart, Stuntz, Thomson, Turley, Voris, Wilson, and Witt—40.

On motion of Mr. Smith of Wabash,

The bill was amended by adding after the word "Vermilion," in the fifteenth section of the bill the words "or the State of Illinois."

On the question,

Shall said bill pass?

It was decided in the affirmative by yeas and nays as follow, upon the call of Messrs. Bently and Dunbar, viz:

In the affirmative,

Messrs. Aldrich, Atwater, Ball, Barnett, Charles, Craig, Cullom, Davis, Dawson, Dement, Dubois, Dunbar, Elkin, Huey, Hunt, Lagow, Lane, Lyons, McCormick, McMurtry, Minor, Minshall, Murphy of Perry, Murphy of Vermilion, Naper, Oneille, Pace, Paullen, Ralston, Rawalt, Reddick, Scarborough, Shields, Smith of Madison, Smith of Wabash, Stone, Stuart, Stuntz, Thompson, Turley, Voris, Walker of Cook, Wheeler, Wilson, Witt and Wood—46.

In the negative,

Messrs. Bently, Carpenter, Courtright, Davidson, Diarman, Dollins, Edmonston, English, Hankins, Happy, Hardin, Harris, Hinshaw, Leary, McCown, Moore of McLean, Morton, Odam, Walker of Morgan, Whitten, and Mr. Speaker—21.

Ordered, That the title of the bill be as aforesaid, that the Clerk carry said bill to the Senate, and ask their concurrence therein.

The engrossed bills, entitled

"An act to revive and continue in force an act therein named."

"An act to re-locate a certain State road."

An act to locate a State road from Darwin to New Richmond, in Clark county."

"An act to authorize John W. Spencer and David B. Sears to build a mill dam across Rock-Island Slough:"

"An act in relation to Champaign county."

"An act to locate a State road therein named,"

"An act to locate a State road from Liberty to Pinckneyville."

"An act to locate a State road from Danville to Decatur." And

"An act vacating a part of a State road therein named."

Were severally read the third time, and passed.

Ordered, That the titles of the bills be as aforesaid, that the Clerk carry said bills to the Senate and ask their concurrence therein.

The engrossed bill, entitled

"An act to incorporate the town of Grafton,"

Was read the second time by its title, and

On motion of Mr. English,

Referred to a select committee.

Ordered, That Messrs. English, Lane and Davis be that committee.

The engrossed bill, entitled

"An act declaring the Skillet Fork a navigable stream,"

Was read the third time and passed.

On motion of Mr. Turney,

The title of the bill was amended by adding the words "and for other purposes."

Ordered, That the title of the bill be as amended, that the Clerk inform the Senate thereof and ask their concurrence therein.

Mr. Bently gave notice that he should on Monday next, or some day thereafter, ask leave to introduce a bill for

"An act to locate a State road from Vandalia to Springfield,"

The engrossed bill, entitled

"An act to locate certain State roads therein named,"
Was read the third time, and,
On motion of Mr. Atwater,
Referred to a select committee.
Ordered, That Messrs. Atwater, McMurtry and Charles be that committee.
The bills from the Senate, entitled
"An act to re-locate part of a certain road in Montgomery county, and for other purposes,"
"An act changing part of the State road from Liberty to Tremont,"
Were severally read the third time and passed.
Ordered, That the titles of said bills be as aforesaid, and that the Clerk inform the Senate thereof.
The bill from the Senate, entitled
"An act to incorporate the towns therein named, and for other purposes,"
Was read the third time as amended.
On motion of Mr. Enloe,
The amendments of the House of Representatives were amended by adding after the word "Warsaw," the word "Vienna."
On motion of Mr. Hardin,
The bill was then referred to a select committee.
Ordered, That Messrs. Hardin, Watkins and Thompson be that committee.
The engrossed bill, entitled
"An act authorizing suits against persons whose names are unknown in certain cases,"
Was read the third time, and
On motion of Mr. Hardin,
Referred to the committee on the Judiciary.
Mr. Enloe gave notice that he should, on Saturday next, or some day thereafter, ask leave to introduce a bill for
"An act to re-locate a State road from Frankfort in Franklin county, by way of Vienna in Johnson county, to Wilcox's Ferry on the Ohio River, and for other purposes.'
On motion of Mr. Smith of Madison,
Leave of absence was given to Mr. Hogan until Tuesday next.

And then the House adjourned.

FRIDAY, February 3, 1837.

House met pursuant to adjournment.

Mr. Turney presented the petition of sundry citizens of Wayne county for an appropriation to improve the navigation of the Skillet fork and the Little Wabash river,

The reading of which was

On his motion,

Dispensed with, and

Referred to the committee on Internal Improvements.

Mr. Witt, from the committee on Roads and Canals, reported a bill for

"An act to incorporate the Carrolton and Grafton Turnpike Company;"

Which was read the first time, and

Ordered to a second reading.

On motion of Mr. Witt,

The rule of the House was dispensed with, and said bill read the second time by its title, and

On the further motion of Mr. Witt,

Referred to the committee on Corporations.

Mr. Minshall, from the committee on Roads and Canals, reported a bill for

"An act to locate a State road from Ellisville in Fulton county, to Macomb in McDonough county, and to declare a certain road therein named a State road;"

Which was read the first time, and

Ordered to a second reading.

On motion of Mr. Minshall,

The rule of the House was dispensed with and said bill was read the second time by its title, and

Ordered to be engrossed for a third reading.

Mr. Douglass, from the committee on Petitions to which was referred a certain petition, reported a bill for

"An act for a State Road from John B. Seward's in Montgomery county, to Bailey Taylor's in Macoupin county;"

Which was read the first time, and

Ordered to a second reading.

On motion of Mr. Harris,

The rule of the House was dispensed with, and said bill was now read a second time by its title, and

Ordered to be engrossed for a third reading.

Mr. Turley from the select committee to which was referred the bill for

"An act to locate a State road from Newton in Jasper county, to Decatur in Macon county,"

Reported the same back to the House with an amendment,

Which was read and concurred in.

Ordered to be engrossed for a third reading.

Mr. Edmonston, from the select committee to which was referred the bill for

"An act to locate a State road from the Mississippi to Macomb;"

Reported the same back to the House with an amendment.

Which was read and concurred in.

Ordered to be engrossed for a third reading.

Mr. Dollins, from the select committee to which was referred the bill from the Senate, entitled

"An act to locate a State road from Nashville in Washington county, to Equality in Gallatin county,"

Reported the same back to the House with sundry amendments,

Which were read and concurred in.

Ordered to a third reading.

Mr. Turney, from the select committee to which was referred the bill from the Senate, entitled

"An act prohibiting the circulation of small Bank notes;"

Reported the same back to the House with amendments;

Which were read and concurred in,

When,

On motion of Mr. Dubois,

Said bill was referred to a select committee of five.

Ordered That Messrs. Dubois, Turney, Smith of Wabash, Pace and Craig be that committee.

Mr. Stone, from the select committee to which was referred the bill for

"An act to authorize the Trustees of the town of Pekin to keep a ferry over the Illinois river;"

Reported the same back to the House with an amendment;

Which was read and concurred in.

Ordered to be engrossed for a third reading.

Message from the Senate, by Mr. Thomas their Secretary.

Mr. Speaker:

The Senate have concurred with the House of Representatives in their amendments to the bill from the Senate, entitled

"An act to locate a State road from Henderson, in Knox county, to Morristown in Henry county."

They ask for a committee of conference on the disagreeing vote of the two Houses, on their amendments to the bill from the House of Representatives, entitled

"An act to incorporate the Jerseyville Hotel Company;"

And have appointed Messrs. Turney and Thomas the committee on their part.

And then he withdrew.

Mr. Stuart, from the select committee to which was referred the bill for

"An act to create the county of Bureau;"

Reported the same back to the House with sundry amendments;

And also made a special report as follows, viz:

The select commmittee, to whom was referred the bill for "An act to create the county of Bureau,"

REPORT,

That they have examined the bill, and the petitions upon which the bill was founded, with that deliberation and care which the nature of the subject required. They find upon examination of the different petitions that 399 names are found on the petitions for the formation of the county of Bureau, but they have not been apprised that the notice required by the act of 1821 has been given: they also find that 397 names are found on a petition for dividing the county by a line two miles east of the Range line dividing ranges 7 and 8 east of the fourth principal meridian: they further find the names of 163 persons signed to a petition for the formation of a new county, in part, from the south east part of Putnam county: they further find the names of 93 persons, living on Spoon river, asking for still another division, the greater part of whom have signed the petitions for the county of Bureau; and a number for the formation of the new county in part from the south east part of Putnam county: they also find that 80 persons, residents within the boundaries of the proposed county of Bureau, who remonstrate against any division, some of whom had previously signed the petition for the erection of that county.

These several petitions, with the exception of the petition for the formation of a new county out of part of Putnam, Knox, and Henry, appear to be incompatible, and can be viewed in no other light by your committee, than as counter petitions to each other, which with the remonstrance amount to 1039 names. Your committee are apprised that this number considerably exceeds the number of votes ever polled in the county at any one election; but, to satisfy themselves on this point, the committee have referred to the census of 1835, when they find that at that time the whole number of free white male inhabitants of the county, over the age of twenty, was 931; and making but a small allowance for the accession by emigration, since that time, they are irresistibly led to the conclusion, that there were, at the time of signing the petitions, over a thousand legal voters within the bounds of the county, and that 1039, which appears on the petitions and remonstrance, does not exceed the actual number; of this number 399 have petitioned for the erection of the county contemplated in the bill, and 640 have either counter-petitioned or remonstrated, leaving a majority against a division as prescribed in the bill of 241.

Your committee would further state, that the territory, embraced in the limits prescribed in the bill, is about two townships greater in extent, than the whole remaining territory of the county—and that the dividing line would pass within one hundred rods of the court house.

And, when it is considered that citizens, owning property at the seat of justice, have paid the price into the county treasury, under the provisions of the act of 1831, organizing the county, and establishing the county seat; many of whom, under the implied faith of the State, have invested their whole fortunes, must suffer great injustice and loss, by any legislative action, which would have a tendency to remove the seat of justice from its present location, to any other place.

Your committee are of the opinion, that, before such radical changes should be made in the boundaries of any county, there should be an unequivocal demonstration of the public will, expressed by at least a majority of its citizens, calling for the change—deeply impressed with the importance of preserving the public faith, and adhering to principles that are so deeply founded in justice.

Mr. Atwater moved an indefinite postponement of the further consideration of the bill,

Which was decided in the negative, by yeas and nays upon the call of Messrs. Wheeler and Pace, as follows, viz:

In the affirmative,

Messrs. Atwater, Cullom, Dawson, Dubois, Elkin, Enloe, Harris, Hunt, Leary, Lincoln, McClernand, Minor, Moore of St. Clair, Pace, Paullen, Ralston, Rawalt, Reddick, Richardson, Smith of Madison, Smith of Wabash, Stuart, Stuntz, Thompson, Voris, Walker of Morgan, Webb, Wilson and Mr. Speaker—29.

In the negative,

Messrs. Aldrich, Ball, Barnett, Bently, Carpenter, Charles, Courtright, Craig, Crain, Davidson, Davis, Diarman, Dollins, Douglass, Dunbar, Edmonston, English, Galbreath, Green of Clay, Hankins, Happy, Hardin, Hinshaw, Huey, Lagow, Logan, Lyons, Madden, Marrs, Minshall, Moore of McLean, Morton, Murphy of Perry, Murphy of Vermilion, Naper, Odam, Oneille, Scarborough, Shields, Turney, Wheeler and Whitten—42.

On motion of Mr. Atwater,

The first section of the bill was amended by striking out the words

"Fourteen and fifteen," in the tenth line,

And inserting in lieu thereof the words "fifteen and sixteen."

The bill was then ordered to be engrossed for a third reading.

Mr. Smith of Madison, from the select committee to which was referred a bill for

"An act to amend an act, concerning Justices of the Peace and Constables," approved February 3, 1837,

Reported a substitute,

Which was read.

On motion of Mr. Douglass,

The substitute proposed by the select committee was amended, by adding at the end of the first section, the following, viz:

"All Constables in this State shall be required to renew their bonds and securities, once in twelve months from and after their election; and in case of failure to do so, for the period of three months, after the expiration of such twelve months, his office shall be declared vacant, and the Clerk of the county

commissioners courts of the respective counties, shall issue new writs of election."

Mr. Webb moved to amend the substitute proposed by the select committee, by striking out the 4th section,

When,

On motion of Mr. Hardin,

Said bill and proposed amendments were referred to the committee on the Judiciary.

Mr. Ralston, from the select committee to which was referred the bill for

"An act concerning process,"

Reported the same back to the House without amendment.

Ordered to be engrossed for a third reading.

Mr. Stuart from the select committee to which was referred a certain petition, reported a bill for

"An act to authorize Benjamin Kellogg to erect a toll bridge across the Mackinaw river in Tazewell county,"

Which was read the first time, and

Ordered to a second reading.

On motion of Mr. Stuart,

The rule of the House was dispensed with, and said bill read the second time by its title, and

On motion of Mr. Stone,

Referred to a select committee.

Ordered That Messrs. Stone, Stuart, and Moore of McLean, be that committee.

Mr. Richardson from the select committee, to which was referred a certain petition, reported a bill for

"An act to change in part a State road leading from Meredocia to Quincy."

Which was read the first time, and

Ordered to a second reading.

On motion of Mr. Pace,

The rule of the House was dispensed with, and said bill read the second time by its title, and

Ordered to be engrossed for a third reading.

Mr. McMurtry from the select committee to which was referred the bill for

"An act declaring the road from Knoxville to Stephenson a State road."

Reported back to the House a substitute for said bill,

Which was read and concurred in.

Ordered to be engrossed for a third reading.

Mr. Madden from the select committee to which was referred the bill for

"An act to incorporate the Ottawa Manufacturing Company,"

Reported the same back to the House with an amendment,

Which was read and concurred in.

Ordered to be engrossed for a third reading.

Mr. Moore of McLean from the select committee to which was referred a certain petition, reported a bill for

"An act to locate a part of the State road from Decatur to Bloomington,"

Which was read the first time and

Ordered, to a second reading.

On motion of Mr. Moore of McLean,

The rule of the House was dispensed with and the bill read the second time by its title.

Ordered to be engrossed for a third reading.

Mr. Minor moved that the House adjourn until 2 o'clock, P. M.

Which was not agreed to.

Mr. Murphy of Perry from the select committee to which was referred a certain petition, reported a bill for

"An act for the relief of the infant heirs of James Woodside deceased,"

Which was read the first time, and

Ordered to a second reading.

On motion of Mr. Murphy of Perry,

The rule of the House was dispensed with and said bill read the second time by its title, and

Ordered to be engrossed for a third reading.

Mr. Elkin from the select committee to which was referred a certain petition, reported a bill for

"An act to re-locate part of the State road from Springfield to Peoria,"

Which was read the first time, and

Ordered to a second reading.

On motion of Mr. Elkin,

The rule of the House was dispensed with, and said bill was now read the second time by its title.

Ordered, to be engrossed for a third reading.

Mr. Ralston from the select committee to which was referred the bill entitled,

"An act to incorporate the Quincy Academy,"

With the amendment of the Senate,

Reported the same back to the House with an amendment to the amendment of the Senate,

Which was read and concurred in.

The amendment of the Senate as amended, was then concurred in.

Ordered, That the Clerk inform the Senate thereof, and ask their concurrence in the amendment of the House to the amendment of the Senate to said bill.

Mr. Paullen from the select committee to which was referred the bill from the Senate, entitled

"An act to incorporate the Rockport and Mississippi Canal Company:"

Reported the same back to the House without amendment;

Ordered to a third rerding.

Mr. Madden from the select committee to which was referred the bill for

"An act to incorporate the Kankakee and Iroquois Navigation Company:"

Reported the same back to the House with sundry amendments;

Which were read, and concurred in.

The amendment reported by a former select committee was also concurred in.

When,

On motion of Mr. Webb,

Said bill was laid on the table.

Mr. Voris from the select committee to which was referred the bill from the Senate, entitled

"An act to locate a State road from Peoria, by Rome and Chilicothe, to Princeton in Putnam county:"

Reported the same back to the House with an amendment;

Which was read and concurred in.

Ordered to a third reading as amended.

Mr. Smith of Madison from the select committee to which was referred the bill from the Senate, entitled

"An act to incorporate the Carthage Female High School and Teacher's Seminary:"

Reported the same back to the House without amendment,

And recommended its passage.

Ordered to a third reading.

Mr. Craig from the select committee to which was referred the bill from the Senate, entitled

"An act to incorporate the Mississippi Des Moines Rapids Bridge Company:"

Reported the same back to the House without amendment,

Ordered to a third reading.

Mr. Douglass from the select committee to which was referred the engrossed bill entitled

"An act authorizing the election of additional Notaries Public, Justices of the Peace, Constables and Surveyors in Madison county,"

Reported the same back to the House without amendment,

And recommended its passage.

On motion of Mr. Ralston,

The first section of the bill was amended by inserting after the word "counties" in the ninth line, the words, "one Notary Public in the town of Quincy."

The bill then passed as amended.

On motion of Mr. Smith of Madison,

The title of the bill was amended, by adding thereto the words "and other counties."

Ordered, That the title of the bill be as amended, that the Clerk inform the Senate thereof and ask their concurrence therein.

And then the House adjourned until 2 o'clock P. M.

2 o'clock, P. M.

House met pursuant to adjournment.

A communication some days since received from the Governor was read, as follows, viz:

EXECUTIVE DEPARTMENT,
Vandalia, January 31, 1837.

To the Hon. the Speaker of the House of Representatives,

SIR—I have the honor herewith to transmit you a letter of resignation from Henry H. Snow, Esq. Judge of the Court of

Probate for the county of Adams, which resignation is to take effect on the first day of March next, to be acted upon as the Legislature may think proper.

I am Sir, with great respect,
Your obedient Servant,
JOSEPH DUNCAN.

On motion of Mr. Smith of Madison,
Laid upon the table.

Another communication some days since received, was laid before the House, and read as follows, viz:

EXECUTIVE DEPARTMENT,
Vandalia, February 2, 1837.

To the Hon. the Speaker of the House of Representatives,

SIR—I have the honor herewith to transmit to the House of Representatives, a certified copy of an act of the General Assembly of the State of Indiana, entitled

"An act to prevent disasters of Steam Boats,"

And also a joint resolution of the General Assembly of the same State in relation to the continuation of the Buffaloe and Mississippi rail road.

I have the honor to be
Your obedient Servant,
JOSEPH DUNCAN.

On motion of Mr. Smith of Wabash,

The communication just read, and the accompanying documents were referred to the committee on Internal Improvements.

The resolution of the Senate in relation to the election of Judges of Probate in all those counties where vacancies may exist, &c.

Was read.

Mr. Dawson moved to amend the resolution by adding

"Also a States Attorney for the first Judicial Circuit."

Mr. Edmonston moved to amend the amendment by adding

"And States Attorney for the sixth Judicial Circuit,"

Which was not agreed to.

The question was then taken upon Mr. Dawson's motion, And agreed to.

The resolution as amended was then concurred in.

Ordered, That the Clerk inform the Senate thereof, and ask their concurrence therein.

The bill from the Senate entitled

"An act to provide for the election of additional Justices of the Peace and Constables in the countiy of Knox,"

Was read the first time, and

Ordered to a second reading.

On motion of Mr. McMurtry,

The rule of the House was dispensed with, and said bill was read the second time by its title,

Ordered to a third reading.

The bill from the Senate entitled

"An act declaring the road leading from Peoria to Knoxville a State road,"

Was read the first time, and

Ordered to a second reading.

On motion of Mr. Voris the rule of the House was dispensed with, and said bill was read the second time by its title.

Ordered to a third reading.

Mr. Pace moved to dispense with the rule and read said bill now a third time by its title,

Which was not agreed to.

The bill from the Senate entitled

"An act to incorporate the Pittsfield and Mississippi Rail Road Company."

Was read the first time, and

Ordered to a second reading.

On motion of Mr. Smith of Madison,

The rule of the House was dispensed with, and said bill was read the second time by its title, and

On motion of Mr. Dawson,

Referred to the committee on Corporations.

The bill from the Senate, entitled

"An act to establish a State road from Meacham's ferry, in Pike county, to Carlinville in Macoupin county,"

Was read the first time, and

Ordered to a second reading.

On motion of Mr. Harris,

The rule of the House was dispensed with, and said bill was now read the second time by its title, and

On motion of Mr. Lane,

Referred to a select committee.

Ordered, That Messrs. Lane, Harris and Wheeler, be that committee.

The bill from the Senate entitled

"An act for the relief of the Sheriff of Shelby county,"

Was read the first time, and

Ordered to a second reading.

On motion of Mr. Turley,

The rule of the House was dispensed with, and said bill read a second time by its title, and

On motion of Mr. Harris,

Referred to a select committee.

Ordered, Messrs. Harris, Smith of Madison and Turley, be that committee.

The bill from the Senate entitled

"An act to amend an act, entitled an act to lay out a State road therein named."

Was read the first time, and

Ordered to a second reading.

The amendments of the Senate to the bills from the House of Representatives, entitled

"An act to locate a State road from Charleston to Springfield."

"An act to locate a State Road from Shelbyville in Shelby county, via Urbanna in Champaign county, to intersect the State Road leading from Danville to Chicago;"

"An act for a State road from Utica in Fulton county, to Farmington:"

"An act to make the Clerks of the County Commissioners Courts, and County Treasurers, elective by the people,"

"An act forming an additional Judicial District,"

Were severally read and concurred in.

The Senate's amendment to the title of said last mentioned bill, was read and concurred in.

Ordered, That the Clerk inform the Senate thereof.

The bill from the Senate entitled

"An act to incorporate the Galena Rail road and transportation company,"

Was read the first time, and

Ordered to a second reading.

On motion of Mr. Craig,

The rule of the House was dispensed with, and said bill was now read the second time by its title, and

On motion of Mr. Morton,

Referred to the committee on Corporations.

The bill from the Senate entitled

"An act to provide for paying contractors upon the Illinois and Michigan Canal."

Was read the first time, and

Ordered to a second reading.

On motion of Mr. Smith of Wabash,

The rule of the House was dispensed with, and said bill was now read the second time by its title, and

On the further motion of Mr. Smith of Wabash,

Referred to the committee on Roads and Canals, with instructions to enquire whether any money is due to contractors under their existing contracts.

The bill from the Senate entitled

"An act to regulate proceedings by attachment, before Justices of the Peace."

Was read the first time, and

Ordered to a second reading.

On motion of Mr. Reddick,

The rule of the House was dispensed with, and said bill now read the second time by its title, and

On motion of Mr. Moore of St. Clair,

Referred to the committee on the Judiciary.

A message from the Senate by Mr. Thomas, their Secretary.

Mr. Speaker:

The Senate have concurred with the House of Representives in their amendments to the bill from the Senate entitled

"An act to continue the State Road from Shawneetown in Gallatin county, to Chicago in Cook county,"

They have concurred with the House of Representatives in the passage of bills of the following titles, viz:

"An act to locate a State road from Quincy in Adams county, to Philips ferry in Pike county."

"An act to locate a State Road from Fairfield in Adams county, to Monmouth in Warren county."

"An act to alter a part of the State road from Gilead in Calhoun county, to Rushville in Schuyler county."

They have passed bills of the following titles, viz:

"An act to incorporate the Illinois Beet-Sugar, Silk, and vegetable oil manufacturing company."

"An act prescribing the time of holding the circuit court in the county of Washington."

"An act authorizing John Reese and John Ferguson to erect a mill dam across Robinson's creek."

"An act to extend the corporate powers of the town of Peoria."

"An act for a State road from McLeansborough to Golconda in Pope county."

"An act to locate a State road from Peoria, by Oseola, to Galena,"

"An act to locate a State road from Chester to Belleville."

"An act to amend the several laws in relation to elections." And

"An act for the relief of Elizabeth Rice, late Elizabeth Buxton."

In the passage of which several bills, they ask the concurrence of the House of Representatives.

And he withdrew.

The bill from the Senate, entitled

"An act to compensate the several persons for labour done, materials furnished, and cash advanced on the new State House,"

Was read the first time, and

Ordered to a second reading.

On motion of Mr. Dement,

The rule of the House was dispensed with, and said bill read the second time by its title, and

On motion of Mr. Shields,

Referred to a select committee.

Ordered, That Messrs. Shields, Dement, Atwater, Hogan, and Diarman be that committee.

The bill from the Senate, entitled

"An act relative to certain school lands in the county of Fulton,"

Was read the first time, and

Ordered to a second reading.

On motion of Mr. Rawalt,

The rule of the House was dispensed with, and said bill read the second time by its title, and

Ordered to a third reading.

The amendment of the Senate to the bill from the House, entitled

"An act to amend an act entitled an act for the limitation of actions and for avoiding vexatious law suits."

Was read,

When,

On motion of Mr. Reddick,

Said bill and amendment were referred to the committee on the Judiciary.

Message from the Senate, by Mr. Bush their Assistant Secretary.

Mr. SPEAKER:—

The Senate have adopted the following resolution, viz:

Resolved by the General Assembly, That a joint select committee of two on the part of the Senate, and three on the part of the House of Representatives, be appointed for the purpose of entering into a contract with some suitable person or persons to finish the joiner work of three rooms in the lower part of the State House, in a plain and neat manner, to be used for offices; one for the Auditor, one for the Secretary, and one for the Treasurer of the State;—also to finish glazing said House; and to finish the out-side doors. The contractor to use such materials as are now on hand, and belonging to the State:—and that said committee report to this General Assembly, as soon as practicable, their doing herein.

And they have appointed Messrs. Ross and McLaughlin the committee on their part.

In the adoption of which they ask the concurrence of the House of Representatives.

They have also adopted the following preamble and resolution, viz:

WHEREAS, It appears from the enrolled bills on file in the Secretary's office, that a mistake occurred in printing the act entitled

"An act to ascertain the county line between the counties of Morgan and Sangamon, approved 12th February, 1835:"

THEREFORE,

Resolved by the General Assembly, That the Secretary of State cause the said act to be published with the laws of the present session of the General Assembly, and the mistake thereof corrected.

In the adoption of which preamble and resolution they also ask the concurrence of the House of Representatives.

And he withdrew.

The resolution of the Senate in relation to the appointment of a joint select committee, to ascertain and report the several contemplated Rail-road routes, and to request our Representatives in Congress to obtain pre-emptions for the State on the same, &c. was read and concurred in.

Ordered, That Messrs. Smith of Wabash, Reddick and Aldrich be that committee, and that the Clerk inform the Senate thereof.

The amendments of the Senate to the bills from the House of Representatives, entitled

"An act to locate a State road from Hennepin by Pekin to Springfield."

"An act authorizing James Jessup to build a bridge across Skillet Fork." And

"An act to re-locate part of a State road therein named."

Were severally read and concurred in.

Ordered, That the Clerk inform the Senate thereof.

The bill from the Senate, entitled

"An act to authorize Samuel Rodgers to sell and convey certain real estate therein described,"

Was read the first time, and

Ordered to a second reading.

On motion of Mr. Moore of St. Clair,

The rule of the House was dispensed with, and said bill read the second time by its title, and

On the further motion of Mr. Moore of St. Clair,

Referred to the committee on the Judiciary.

The bill from the Senate, entitled

"An act to amend an act, entitled an act establishing the courts of county commissioners, approved March 22nd, 1819,"

Was read the first time, and

Ordered to a second reading.

On motion of Mr. Dubois,

The rule of the House was dispensed with, and said bill read the second time by its title.

Mr. Dubois moved to refer said bill to the committee on Elections.

Mr. Walker of Morgan moved to refer said bill to a select committee.

The question was then taken upon the motion to refer said bill to the committee on Elections;

And agreed to.

The bill from the Senate, entitled

"An act prescribing the time of holding the circuit court in the county of Washington,"

Was read the first time, and

Ordered to a second reading.

On motion of Mr. Crain,

The rule of the House was dispensed with, and said bill read a second time by its title, and

Ordered to a third reading.

On the further motion of Mr. Craig,

The rule of the House was dispensed with, and said bill was read the third time by its title, and passed

Ordered, That the title of the bill be as aforesaid, and that the Clerk inform the Senate thereof.

The bill from the Senate, entitled

"An act to locate a State Road from Chester to Belleville,"

Was read the first time, and

Ordered to a second reading.

On motion of Mr. Thompson,

The rule of the House was dispensed with, and said bill read the second time by its title, and

On motion of Mr. Moore of St. Clair,

Referred to a select committee.

Ordered, That Messrs. Moore of St. Clair, Stuntz, and Shields be that committee.

The bill from the Senate, entitled

"An act for the relief of Elizabeth Rice, late Buxton,"

Was read the first time, and

Ordered to a second reading.

On motion of Mr. Murphy of Perry,

The rule of the House was dispensed with, and said bill read a second time by its title.

Mr. Turney moved to refer said bill to a select committee.

Mr. Webb moved to refer said bill to the committee on the Judiciary.

The question was taken upon the motion to refer to a select committee;

And agreed to.

Ordered, That Messrs. Turney, Murphy of Perry, and Shields be that committee.

The bill from the Senate, entitled

"An act to amend the several laws relative to elections."

Was read the first time, and

Ordered to a second reading.

On motion of Mr. Rawalt,

The rule of the House was dispensed with, and said bill read the second time by its title.

On motion of Mr. Morton,

Said bill was referred to the committee on Elections.

The bill from the Senate, entitled

"An act to extend the corporate powers of the town of Peoria,"

Was read the first time, and

Ordered to a second reading.

On motion of Mr. Voris,

The rule of the House was dispensed with, and said bill read the second time by its title.

Ordered to a third reading.

Mr. Madden, from the committee on Enrolled Bills, reported as correctly enrolled a bill, entitled

"An act forming an additional Judicial Circuit."

The bill from the Senate, entitled

"An act to locate a State road from Peoria by Oseola, to Galena,"

Was read the first time, and

Ordered to a second reading.

On motion of Mr. Voris,

The rule of the House was dispensed with, and said bill read the second time by its title, and

On motion of Mr. Craig,

Referred to a select committee.

Ordered, That Messrs. Craig, Voris, and McMurtry be that committee.

Mr. Leary moved that the House adjourn,

Which was not agreed to.

The bill from the Senate, entitled

"An act to locate a State Road from McLeansborough to Golconda in Pope county,"

Was read the first time, and

Ordered to a second reading.

On motion of Mr. Diarman,

The rule of the House was dispensed with, and said bill read the second time by its title, and

On the further motion of Mr. Diarman,

Referred to a select committee.

Ordered, That Messrs. Diarman, Carpenter, and Wood be that committee.

The bill from the Senate, entitled

"An act authorizing John Reese and John Furgason to erect a mill dam across Robinson's creek,"

Was read the first time, and

Ordered to a second reading.

On motion of Mr. Turley,

The rule of the House was dispensed with, and said bill was now read a second time by its title, and

Ordered to a third reading.

The bill from the Senate, entitled

"An act to incorporate the Illinois Beet Sugar, Silk and Vegitable Oil Manufacturing Company,"

Was read the first time, and

Ordered to a second reading.

On motion of Mr. Pace,

The rule of the House was dispensed with and said bill was read the second time by its title, and

On motion of Mr. Witt,

Referred to the committee on Corporations.

Mr. Voris moved that the House adjourn;

Which was not agreed to.

The Preamble and Resolution from the Senate in relation to the mistake, occurring to the printing of an act relative to the boundary line of Morgan and Sangamon counties, and the re-publication of the same with the laws of the present session of the General Assembly, &c. were read, and

On motion of Mr. Minshall,

Referred to a select committee.

Ordered, That Messrs. Minshall, Douglass, and Stone be that committee.

And then the House adjourned.

SATURDAY, February 4, 1837.

The House met pursuant to adjournment.

Mr. Naper presented the petition of sundry citizens of Cook, Will and Kane counties, praying the formation of a new county,

The reading of which was,
On his motion,
Dispensed with, and
Referred to the committee on Petitions.

Mr. Madden from the Committee on Enrolled Bills, reported that they had yesterday laid before the Council of Revision a bill, entitled

"An act forming an additional Judicial Circuit."

Mr. Naper presented the petition of sundry citizens of Cook and Kane counties for the incorporation of the "Chicago and Fox River Turnpike Road Company."

The reading of which was,
On his motion,
Dispensed with, and
Referred to a select committee.

Ordered That Messrs. Naper, Craig, and Walker of Cook be that committee.

Mr. Lane presented the petitions of sundry citizens of Greene, Morgan, and Pike counties for a Rail-Road from Manchester, by way of Glasgow, to Bridgeport on the Illinois river,

The reading of which was,
On his motion,
Dispensed with, and
Referred to a select committee.

Ordered, That Messrs. Lane, Happy and Wheeler be that committee.

Mr. Shields presented the petition of sundry citizens of Randolph county, praying that Julyann Patterson be divorced from her present husband,

The reading of which was,
On his motion,
Dispensed with, and
Referred to a select committee.

Ordered, That Messrs. Shields, Murphy of Perry, and Turney be that committee.

Mr. McClernand presented the petition of sundry citizens of Gallatin county, praying for an equivalent appropriation,

The reading of which was,
On his motion,
Dispensed with, and
Referred to the committee on Salines.

Mr. McClernand also presented the petition of sundry inhabitants of New-Haven, praying for an act of incorporation,

The reading of which was,

On his motion,

Dispensed with, and

The same referred to a select committee.

Ordered, That Messrs. McClernand, McCown and Wood be that committee.

Mr. Turley presented the petitions of Mahala Parvis, administratrix, and Thomas Parvis, administrator, of the estate of James Parvis, deceased, praying the passage of an act authorizing them to convey certain real estate,

The reading of which was,

On his motion,

Dispensed with, and

Referred to a select committee.

Ordered, That Messrs. Turley, Reddick, and Dunbar be that committee.

Mr. Shields presented the petition of Margaret Batman, praying for a divorce, and,

On his motion,

The reading thereof was dispensed with, and

Referred to the same select committee to which was referred the petition of Julyann Patterson.

Mr. Dubois moved to lay the petition on the table;

Which was not agreed to.

The question was then taken on the motion of Mr. Shields;

And decided in the affirmative.

Mr. Stuntz, from the committee on Agriculture, reported a bill, entitled

"An act regulating the duties and fees of County Surveyor;"

Which was twice read, and

On motion of Mr. Rawalt,

Referred to a select committee of five.

Ordered, That Messrs. Rawalt, Craig, Stuntz, Turney and Moore of St. Clair be that committee.

Mr. Dollins, from the committee on Agriculture, reported a bill, entitled

"An act for the relief of the Clerk of the County Commissioners' Court of Franklin county;"

Which was twice read, and

On motion of Mr. Harris,

Referred to a select committee.

Ordered, That Messrs. Harris, Dollins, and Lincoln be that committee.

Mr. Witt, from the committee on Roads and Canals, reported a bill for

"An act to locate a State road therein named;"

Which was twice read, and

Ordered to be engrossed for a third reading.

Mr. Carpenter, from the committee on Propositions and Grievances, reported a bill, entitled

"An act to legalize the acts of Nathan Ellington, late a Justice of the Peace in and for the county of Coles;"

Which was twice read, and

On motion of Mr. Dunbar,

Referred to the committee on the Judiciary.

Mr. Shields from the committee on the Judiciary reported a bill entitled

"An act to extend the charter of the Bank of Kaskaskia,"

Which was read the first time,

Whereupon,

Mr. McMurtry moved to lay the bill upon the table, until the 4th of July next,

When the hour expired for the reception of new business.

A message from the Senate by Mr. Thomas, their Secretary.

Mr. SPEAKER:

The Senate have concurred with the House of Representatives in their amendment to the resolution from the Senate appointing this day at 2 o'clock, P. M. for the election of Judges of Probate.

And then he withdrew.

A message from the Governor was received by A. P. Field, Esq. Secretary of State.

Mr. Stone gave notice that he should on Monday next or some day thereafter ask leave to introduce a bill for

"An act to incorporate the Lacon Manufacturing Company."

Mr. McCown gave notice that he should on Tuesday next or some day thereafter, ask leave to introduce a bill for

"An act to authorize John Haynes to build a toll bridge across the Skillet Fork."

On motion,

Ordered, That Messrs. Douglass, Harris and Courtright be appointed, in pursuance of a request of the Senate, a committee of conference on the part of the House, on the disagreeing vote of the two Houses, on the amendment of the Senate to the bill from the House of Representatives, entitled

"An act to incorporate the Jerseyville Hotel company."

Ordered, That the Clerk inform the Senate thereof.

The resolution from the Senate in relation to the finishing of rooms in the lower part of the State House,

Was read.

On motion of Mr. Douglass

Laid upon the table.

On motion of Mr. Shields,

The rule of the House was dispensed with, and leave given him to report a bill.

Mr. Shields, from the select committee to which was referred the bill from the Senate, entitled

"An act to compensate the several persons for labor done, materials furnished, and cash advanced on the new State House,"

Then reported the same without amendment.

Ordered to a third reading.

Mr. Shields from the same committee, at the same time, made the following report, which was read, to wit:

The joint select committee to whom was referred that part of the Governor's Message relating to the Public Buildings,

REPORT,

That they have had the same under consideration, and after the most mature investigation by the examination of witnesses whose depositions are herewith presented, have ascertained that sometime during the past summer, the walls of the old building including the old State House and State Bank, were observed to be cracked in several places, and to have bulged out several inches in the northwest corner, and that the whole building which had been materially weakened by former repairs, became suddenly so delapidated that the Methodist body who had been accustomed to assemble there for the purpose of worship, were compelled from its hazardous state to abandon it. This fact was proved by the testimony of respectable members of that body. Your committee next ascer-

tained by satisfactory testimony, that the State officers called together several mechanics for the purpose of examining the said building and of determining whether it could be repaired, and if so, what repairs were necessary. But the said mechanics unanimously declared that its condition precluded all possibility of repair, and that it would hardly continue to stand until the meeting of the Legislature. Under these circumstances the State officers felt it their duty to prepare accommodations for the present General Assembly, and to effect this, they were under the necessity of erecting new buildings. Your committee are therefore forced to believe, that if the old building had even continued standing until the meeting of the present General Assembly, it would have been wholly untenable by them, and that this rendered the erection of a new building necessary. If these positions be correct, then in the opinion of your committee an honorary and moral obligation devolves upon this Legislature to pay those mechanics, who were employed in the construction of the work, what is just and reasonable for their labour. To ascertain this, your committee have carefully examined all the accounts, and without reference to any contracts made with the State officers have reduced them to what your committee deems a reasonable standard.

The whole amount of the several accounts for work and labour already expended on the new State House exclusive of furniture is $16,378 22½. Of this sum $5,550 has been paid out of the contingent fund, and $450 has been paid by individual subscription, leaving a balance of $10,378 22½ yet unpaid, for the payment of which sum your committee would recommend that the Legislature make an appropriation, and ask leave to introduce a bill for that purpose. Your committee would further state that according to the statement of the Secretary the amount arising from the sale of materials appertaining to the old building is $418 90½; and would also recommend that the lower rooms be finished for the use of the clerks and public officers.

Message from the council of Revision by Mr. Owings, their Secretary.

Mr. Speaker:—

The Council of Revision have approved of bills of the following titles viz:

"An act to locate a State road from Warsaw in Hancock county, to Peoria in Peoria county:"

"An act forming an additional Judicial Circuit,"
And he withdrew.

Mr. Minshall moved to reconsider the vote taken yesterday on the engrossment of the bill entitled
"An act to create the county of Bureau,"
Which was agreed to.

Mr. Minshall moved to re-consider the vote taken on the amendment to said bill proposed by Mr. Atwater,
Which was agreed to, by yeas and nays as follow, upon the call of Messrs. Smith of Madison and Atwater, to wit:

In the affirmative,

Messrs. Aldrich, Ball, Barnett, Carpenter, Courtright, Craig, Crain, Davis, Dement, Diarman, Dollins, Douglass, Dunbar, Edmonston, English, Enloe, Green of Clay, Hankins, Happy, Hardin, Hinshaw, Hunt, Lagow, Lane, Logan, McClernand, Madden, Minshall, Moore of McLean, Morton, Murphy of Perry, Murphy of Vermilion, Naper, Odam, Paullen, Reddick, Shields, Thompson, Turney, Webb, Wheeler, Whitten, and Witt—43.

In the negative,

Messrs. Able, Atwater, Cullom, Davidson, Dawson, Edwards, Elkin, Galbreath, Harris, Huey, Leary, McCown, McMurtry, Moore of St. Clair, Oneille, Pace, Ralston, Rawalt, Smith of Madison, Smith of Wabash, Stone, Stuart, Stuntz, Turley, Voris, Walker of Morgan, Wood and Mr. Speaker—28.

The question was then taken on the adoption of said amendment,
And decided in the negative,
When,
On motion of Mr. Dawson,
Said bill was referrred to the Committee on Propositions and Grievances.

And then the House adjourned until 2 o'clock, P. M.

2 o'clock, P. M.

House met pursuant to adjournment.

The Senate, preceded by their Speaker, appeared in the Hall of the House, in pursuance of a joint resolution, for the purpose of electing Judges of Probate in those counties where vacancies exist, &c.

And upon the first ballot, the following named persons were elected, to wit:

For the county of Marion, B. W. Lester.

For the county of Pike, James Johnson.

For the county of Hancock, Elam S. Freeman.

For the county of Champaign, Matthew W. Busey.

For the county of Knox, Henry J. Runkle.

A ballot was then taken for Judge of Probate for Clark county, when it appeared that Uri Manly received eighty two votes, Joshua P. Cooper seventeen votes, and scattering nine.

Mr. Manly having received a majority of all the votes given was declared by the Speaker of the House of Representatives duly elected to that office.

A ballot was then taken for Judge of Probate for McLean county, when it appeared that Welcome P. Brown received forty eight votes, Cheney Thomas fifty three votes and scattering thirteen.

No person having received a majority of all the votes given, another ballot was taken, when Mr. Brown received fifty two votes, Mr. Thomas fifty three votes, and scattering three.

No person having received a majority of all the votes given, another ballot was taken, when Mr. Brown received fifty votes, Mr. Thomas fifty one votes, and scattering five.

No person having yet received a majority of all the votes given, another ballot was taken, when Mr. Brown received fifty six votes, Mr. Thomas fifty two votes, and scattering three.

Mr. Brown having received a majority of all the votes given, was declared, by the Speaker of the House of Representatives, duly elected to that office.

A ballot was then taken for Judge of Probate for Jo Daviess county, when it appeared that Elijah Charles received sixty three votes, Abner Eads forty three votes, and scattering five.

Mr. Charles having received a majority of all the votes giv-

en, was declared, by the Speaker of the House of Representatives, duly elected to that office.

On motion of Mr. Craig,

The remainder of the elections was postponed until Monday the 13th instant, at 2 o'clock, P. M.

The Senate then withdrew,

And the House adjourned.

MONDAY, February 6, 1837.

House met pursuant to adjournment.

Mr. Madden, from the committee on Enrolled Bills, reported as correctly enrolled bills of the following titles, viz:

"An act to make the Clerks of the County Commissioners Courts, and County Treasurers, elective by the people,"

"An act to locate a State road."

"An act to locate a certain State Road."

"An act to locate a State road from Fairfield, in Adams county, to Monmouth in Warren county."

"An act to locate a State road from Quincy in Adams county, to Philips ferry in Pike county."

"An act to locate a State Road from Shelbyville in Shelby county, via Urbanna in Champaign county, to intersect the State Road leading from Danville to Chicago;"

"An act to locate a State road from Charleston to Springfield."

"An act for a State road from Utica in Fulton county, to Farmington:"

"An act to alter a part of the State road from Gilead in Calhoun county, to Rushville in Schuyler county."

And afterwards reported that they had laid the aforesaid bills before the Council of Revision.

The question pending at the adjournment of the House on Saturday last forenoon, being on the motion of Mr. McMurtry to lay the bill for

"An act to extend the charter of the Bank of Kaskaskia,"

On the table, until the 4th day of July, 1840, again coming up for consideration, being put, was decided in the affirmative by yeas and nays, upon the call of Messrs. Shields and Bently, as follow, viz:

In the affirmative,

Messrs. Able, Aldrich, Bently, Carpenter, Charles, Craig, Cullom, Dawson, Diarman, Dollins, Dubois, Dunbar, Elkin, Enloe, Galbreath, Hardin, Hunt, Lagow, Lane, Lincoln, Lyons, McCown, McMurtry, Minshall, Moore of St. Clair, Morton, Pace, Rawalt, Scarborough, Stuart, Stuntz, Turney, Walker of Morgan, Webb, Wheeler, Whitten, Wilson, Witt and Mr. Speaker—39.

In the negative,

Messrs. Atwater, Ball, Barnett, Crain Davidson, Dement, Douglass, Edmonston, English, Green of Clay, Green of St. Clair, Hankins, Happy, Harris, Hinshaw, Huey, Logan, McClernand, Madden, Marrs, Minor, Moore of McLean, Murphy of Perry, Naper, Odam, Oneille, Paullen, Reddick, Shields, Smith of Madison, Smith of Wabash, Thompson, Turley, Voris, Walker of Cook, Watkins, and Wood—37.

Mr. Atwater presented the remonstrance of sundry citzens of Putnam county against a division of said county,

The reading of which was,

On his motion,

Dispensed with, and

Referred to the committee on Propositions and Grievances.

Mr. Wilson presented the petition of sundry citizens of Sangamon for a State Road from Springfield by Athens to Pekin,

The reading of which was,

On his motion,

Dispensed with, and

Referred to the same select committee to which other petitions on the same subject had been referred.

Message from the Senate, by Mr. Thomas their Secretary.

Mr. Speaker:

The Senate have adopted the following resolution, viz:

Resolved by the Senate, (the House of Representatives concurring herein,) That no new business will be received after the 13th

day of February inst., and that both Houses of this General Assembly adjourn *sine die* on the 28th February, 1837.

In the adoption of which they ask the concurrence of the House of Representatives.

And then he withdrew.

On motion of Mr. Smith of Wabash,

The 36th rule of the House was amended by striking out '2' and insert '3.'

Mr. Dunbar presented the petition of sundry citizens of the county of Coles, asking for a change of the name of the town therein named,

The reading of which was

On his motion,

Dispensed with, and

Referred to the committee on Petitions.

Mr. Voris, from the committee on Finance, reported a bill for

"An act supplemental to an act entitled an act to incorporate the President, Directors and Company of the Bank of Illinois at Shawneetown;"

Which was read the first time, and

Ordered to a second reading.

On motion of Mr. Dement,

The rule of the House was dispensed with, and said bill was now read the second time by its title.

Mr. Hardin moved to amend the bill by striking out 'ten per cent.' and inserting 'seven per cent:' and also by striking out the last section of the bill.

Mr. Bently moved that the House adjourn until 2 o'clock P. M.

Which was not agreed to.

Mr. Hardin called for a division of the question on the amendments.

Mr. Douglass moved to lay the bill and amendments on the table.

Mr. Douglass moved that the House adjourn until 2 o'clock, P. M.

Which was decided in the affirmative, by yeas and nays upon the call of Messrs. Ball and Dement, as follows, viz:

In the affirmative,

Messrs. Atwater, Ball, Barnett, Courtright, Craig, Cullom, Davidson, Dawson, Diarman, Dollins, Elkin, English, Enloe,

Green of Clay, Happy, Hardin, Harris, Lagow, Moore of McLean, Morton, Pace, Paullen, Reddick, Smith of Madison, Smith of Wabash, Stuntz, Turley, and Webb—28.

In the negative,

Messrs. Carpenter, Dement, Douglass, Hankins, Hinshaw, Leary, Lincoln, McCormick, McClernand, Minshall, Odam, Rawalt, Shields, Voris, Watkins, and Wood—16.

2 o'clock, P. M.

House met pursuant to adjournment.

Mr. Edmonston gave notice that on Wednesday next, or some day thereafter, he should ask leave to introduce a bill for

"An act for the relief of McDonough county."

The resolution from the Senate, requesting the House of Representatives to furnish the Senate with a copy of the Report of the committee on Roads and Canals of the House in relation to the Illinois and Michigan Canal, &c.

Was read and concurred in.

Ordered, That the Clerk inform the Senate thereof, and also to furnish the Senate with a copy of said report.

The House now, in pursuance of a special order of the House, resolved itself into a committee of the whole House, to take into consideration the bill from the Senate, entitled

"An act to re-locate the State Penitentiary,"

And after some time spent therein,

Mr. Speaker resumed the Chair, and

Mr. Smith of Wabash reported that the committee of the Whole House had, according to order, had said bill under consideration, and had directed him to ask leave to sit again upon said bill, by special order of the House, on Tuesday the 14th inst.

Which was so ordered and granted.

The engrossed bills, entitled

"An act to locate a State road from Carlinville to Grafton."

"An act to incorporate the President and Trustees of the Jerseyville Academy."

"An act to locate a State road from Pekin to Paris."

"An act to locate a State road from John Orrender's in Marion county, to Elijah Nelson's in Clay county."

"An act declaring certain streams therein named navigable."

"An act to locate a certain State road therein named."

"An act to incorporate the Spoon river navigation company."

"An act to construct a rail road from Naples to Jacksonville." And

"An act to incorporate the Mississippi and Rock river Canal Company."

Were severally read the third time, and passed.

Ordered, That the titles of the bills be as aforesaid, that the Clerk carry said bills to the Senate and ask their concurrence in the passage of said bills respectively.

The bills from the Senate, entitled

"An act granting a lot of land to the town of Chicago for the burial of the dead."

"An act to incorporate the Knox Manual Labor College."

"An act incorporating the Monroe Mining Manufacturing and Exporting Company."

"An act to locate a State road from Atlas in Pike county, to the south line of Adams county,"

"An act forming a Justice's District in the county of Edgar."

"An act to amend an act to regulate the apprehension of offenders, and for other purposes, approved January 6, 1827."

"An act to amend an act for the benefit of the widow and heirs of Asa Ledbetter, dec'd."

"An act to incorporate the Trustees of Peoria Academy."

"An act to incorporate the Princeton Seminary," and

"An act to authorize Lyman Wooster and Asher Holmes to build a mill dam across the Kankakee river,"

Were severally read the third time and passed.

Ordered, That the titles of the bills be as aforesaid, and that the Clerk inform the Senate thereof.

The bill from the Senate, entitled

"An act to incorporate the Illinois Beet-sugar Manufacturing Company,"

Was read the third time.

On motion of Mr. Douglass,

The second section of the bill was amended by striking out

the words, "give and receive promissory notes; and they are hereby authorized to."

On the question,

Shall said bill now pass as amended?

It was decided in the affirmative by yeas and nays as follow,upon thecall of Messrs. Bently and Diarman, viz:

In the affirmative,

Messrs. Aldrich, Ball, Barnett, Charles, Craig, Cullom, Davidson, Dawson, Dement, Dunbar, Elkin, Green of Clay, Huey, Hunt, Lane, Logan, McClernand, McMurtry, Madden, Minor, Minshall, Moore of McLean, Moore of St. Clair, Morton, Murphy of Perry, Murphy of Vermilion, Rawalt, Reddick, Scarborough, Shields, Smith of Madison, Smith of Wabash, Stone, Stuart, Stuntz, Turley, Turney, Walker of Cook, Walker of Morgan, Watkins, Whitten, Wilson, and Wood—43.

In the negative,

Messrs Bently, Carpenter, Courtright, Diarman, Dollins, Douglass, Dubois, Edmonston, English, Galbreath, Hankins, Happy, Hardin, Harris, Hinshaw, Lagow, Leary, McCown, Odam, Oneille, Pace, Paullen, Webb, Wheeler, Witt and Mr. Speaker—26.

Ordered, That the title of the bill be as aforesaid, that the Clerk carry said bill to the Senate, and ask their concurrence in the amendments of the House of Representatives to said bill.

The bills from the Senate, entitled

"An act for the erecting a Recorder's and Clerk's office in Sangamon county."

"An act to incorporate the Peoria Commercial Insurance Company:"

"An act to organize Henry county."

"An act to locate a State road from Equality to Vienna." And

"An act to incorporate the Jo Daviess Marine and Fire Insurance Company,"

Were severally read the third time and passed.

Ordered, That the titles of the bills be as aforesaid, that the Clerk carry said bills to the Senate, and ask their concurrence in the amendments of the House to said bills respectively.

The bill from the Senate entitled

"An act to authorize George W. Dole and others to build a toll bridge across Little Calumet,"

Was read the third time.

On motion of Mr. Hardin,

The third section of the bill was amended by striking out all the third section to the word "Provided."

The bill then passed as amended.

Ordered, That the title of the bill be as aforesaid, that the Clerk inform the Senate thereof, and ask their concurrence in the amendments of the House to said bill.

The bill from the Senate entitled

"An act relative to section 16, township 17 north of range 9 west of the third principal meridian,"

Was read the third time.

On motion of Mr. Hardin,

The Preamble of said bill was amended by adding after the word "west," the words "of the third principal meridian."

The bill then passed as amended.

Ordered, That the title of the bill be as aforesaid, that the clerk carry said bill to the Senate and ask their concurrence in the amendment of the House to the preamble to said bill.

The bill from the Senate entitled

"An act for the relief of Reni Paul,"

Was read the third time,

When,

On motion of Mr. Smith of Madison,

Said bill was referred to a select committee.

Ordered, That Messrs. Smith of Madison, Voris, and Stuntz be that committee.

The engrossed bill, entitled

"An act for distributing the school funds of this State among the counties, according to the number of children in each county under twenty years,"

Was read the third time.

Mr. Turney moved to amend the 20th section of the bill by striking out the word "two" in the second line, and inserting the words "one and a half." In the 4th line, after the word "hands" insert the words "Provided the principal shall not exceed five thousand dollars, where this amount is allowed; and on all sums over that amount, only one per cent."

Mr. Thompson moved to amend the proposed amendment, by striking out all of section 20, and inserting in lieu thereof the following; viz:

"The school commissioners for each county and the township officers shall receive compensation for services rendered by this act, as the county commissioners of their respective

counties may think proper to allow, to be paid out of the interest of the county and township funds;"

Which was not agreed to.

Mr. Hardin moved that the House adjourn,

Which was not agreed to.

The question was then taken upon Mr. Turney's amendment,

And decided in the negative.

Mr. Morton moved to amend the bill in the 11th section by striking out the words, "not less than ten, nor more than twenty," in the 5th line, and inserting the words "of twelve:" also strike out in the same section the word "rates" in the 11th line, and insert "rate."

Mr. Smith of Madison moved to amend the proposed amendment, by making the word "person" read "persons," in the 10th line of the same section: also, strike out all after the word "who" in the 10th line to the end of said line, and insert in lieu thereof the words "may make application in proportion to the several sums applied for by them, at the;" and make the word "rates," in the 11th line, read "rate;"

Which was not agreed to.

Mr. Murphy of Vermilion moved that the House adjourn;

Which was not agreed to.

The question was then taken upon Mr. Morton's amendment,

And decided in the affirmative,

And then the House adjourned.

TUESDAY, February 7, 1837.

House met pursuant to adjournment.

The question pending at the adjournment of the House on yesterday forenoon, being on the motion of Mr. Douglass to lay the bill for

"An act supplemental to an act, entitled an act to incorporate the President, Directors and Company of the Bank of Illinois at Shawneetown,"

And the amendments thereto on the table, again comin up for consideration, being put,

Was decided in the negative, by yeas and nays as follow, upon the call of Messrs. McClernand and Leary, to wit:

In the affirmative,

Messrs. Bently, Diarman, Dubois, Hinshaw, Hunt, Lagow, McMurtry, Moore of St. Clair, Morton, Murphy of Perry, Oneille, Reddick, Stone, Stuart, Stuntz, Thompson, Turley, Walker of Cook, Walker of Morgan, Wheeler, Whitten, and Wilson—22.

In the negative,

Messrs. Able, Aldrich, Barnett, Carpenter, Courtright, Craig, Crain, Dawson, Dement, Dollins, Edwards, Elkin, English, Galbreath, Hankins, Happy, Hardin, Harris, Lane, Leary, Lincoln, Logan, Lyons, McCormick, McCown, McClernand, Madden, Marrs, Minor, Minshall, Moore of McLean, Naper, Odam, Paullen, Rawalt, Shields, Smith of Wabash, Turney Voris, Watkins, Webb, Witt, Wood and Mr. Speaker —15.

Mr. Lagow moved to amend the amendment proposed by Mr. Hardin, by striking out "7 per cent." and inserting "6 per cent."

Which was not agreed to.

Mr. Dement called for a division of the question on the amendments, so as to take the question on striking out "10 per cent."

The question was then taken on striking out "10 per cent."

And decided in the negative, by yeas and nays as follow, upon the call of Messrs. McClernand and Hardin, viz:

In the affirmative,

Messrs. Ball, Barnett, Bently, Cullom, Davidson, Davis, Diarman, Dollins, Douglass, Dunbar, Edmonston, English, Hankins, Happy, Hardin, Harris, Hinshaw, Hunt, Lagow, Lane, Leary, Logan, Madden, Marrs, Moore of McLean, Moore of St. Clair, Morton, Pace, Paullen, Reddick, Stuart, Stuntz, Turley, Walker of Cook, Walker of Morgan, Wheeler, Whitten, Witt and Mr. Speaker—39.

In the negative,

Messrs. Able, Aldrich, Atwater, Carpenter, Charles, Courtright, Craig, Dawson, Dement, Dubois, Edwards, Elkin, Galbreath, Green of Clay, Huey, Lincoln, Linder, McCormick, McCown, McClernand, McMurtry, Minor, Minshall, Murphy of Perry, Naper, Odam, Oneille, Rawalt, Richardson, Scarbo-

rough, Shields, Smith of Madison, Smith of Wabash, Stone, Thomson, Turney, Voris, Watkins, Webb, Wilson and Wood —41.

The question was then taken on striking out the second section of the bill,

And decided in the affirmative, by yeas and nays as follow, to wit:

In the affirmative,

Messrs. Atwater, Bently, Carpenter, Charles, Courtright, Cullom, Davidson, Davis, Diarman, Dollins, Douglass, Dunbar, English, Hankins, Happy, Hardin, Harris, Hinshaw, Hunt, Lagow, Lane, Leary, Logan, Madden, Marrs, Minshall, Moore of McLean, Moore of St. Clair, Morton, Murphy of Perry, Murphy of Vermilion, Pace, Paullen, Reddick, Shields, Stone, Stuntz, Thompson, Turley, Turney, Walker of Cook, Walker of Morgan, Whitten, Witt and Mr. Speaker—45.

In the negative,

Messrs. Able, Aldrich, Ball, Barnett, Craig, Dawson, Dement, Dubois, Edmonston, Edwards, Elkin, Galbreath, Green of Clay, Huey, Lincoln, Linder, McCormick, McCown, McClernand, McMurtry, Minor, Naper, Odam, Oneille, Rawalt, Richardson, Scarborough, Smith of Madison, Smith of Wabash, Stuart, Voris, Watkins, Webb, Wilson and Wood—35.

Mr. McClernand moved to amend the first section of the bill by adding after the word "not" in the 12th line, the words "less than one year, nor"

Mr. Enloe moved to lay the bill and amendment on the table until the 4th of July next,

Which was decided in the negative by yeas and nays upon the call of Messrs. Lane and Paullen, as follows, viz:

In the affirmative,

Messrs. Bently, Cullom, Davidson, Davis, Diarman, Douglass, Dubois, Edmonston, English, Enloe, Hankins, Hardin, Harris, Hinshaw, Hunt, Lagow, Lane, McMurtry, Marrs, Moore of St. Clair, Morton, Pace, Paullen, Reddick, Richardson, Stuart, Stuntz, Thompson, Walker of Cook, Walker of Morgan, Whitten, Witt and Mr. Speaker—33.

In the negative.

Messrs. Able, Aldrich, Ball, Barnett, Carpenter, Charles, Courtright, Craig, Dawson, Dement, Dollins, Dunbar, Edwards, Elkin, Galbreath, Green of Clay, Happy, Huey, Leary, Lincoln, Linder, Logan, McCormick, McCown, McClernand, Madden, Minor, Minshall, Moore of McLean, Murphy of

Vermilion, Naper, Odam, Rawalt, Scarborough, Shields, Smith of Madison, Smith of Wabash, Stone, Turley, Turney, Voris, Watkins, Webb, Wilson and Wood—45.

The question was then taken on the amendment proposed by Mr. McClernand and decided in the affirmative.

Mr. Webb moved to amend the bill by striking out "500,000 and inserting 200,000."

Which was not agreed to.

On motion of Mr. McClernand,

The bill was amended by striking out the words "to receive on deposite or"

Mr. Moore of St. Clair, moved further to amend the bill by striking out "500,000," and inserting "250,000."

Mr. Dement called for a division of the question.

The question was then taken on striking out 500,000,

And decided in the affimative, by yeas and nays, upon the call of Messrs. Murphy of Vermilion and Moore of St. Clair, as follow, viz:

In the affirmative,

Messrs. Atwater, Ball, Bently, Carpenter, Cullom, Davidson, Davis, Diarman, Dollins, Douglass, Dubois, Dunbar, Edmonston, English, Enloe, Galbreath. Hankins, Happy, Hardin, Harris, Hinshaw, Huey, Hunt, Leary, Linder, McCown, Marrs, Minor, Minshall, Moore of McLean, Moore of St. Clair, Morton, Murphy of Vermilion, Oneille, Pace, Paullen, Rawalt, Reddick, Shields, Stuart, Stuntz, Turley, Walker of Cook, Walker of Morgan, Webb, Whitten, Witt and Mr. Speaker—48.

In the negative,

Messrs. Able, Aldrich. Barnett, Charles, Courtright, Craig. Dawson, Dement, Edwards. Elkin, Green of Clay, Lagow, Lincoln, Logan, McCormick, McClernand, McMurtry, Madden, Naper, Odam, Richardson, Scarborough, Smith of Madison. Smith of Wabash, Stone, Turney, Voris, Watkins, Wilson, and Wood—29

The question was then taken on inserting 250,000 and decided in the affirmative.

Mr. Douglass moved to lay the bill on the table.

Which was not agreed to.

The bill was then ordered to be engrossed for a third reading by yeas and nays upon the call of Messrs. Linder and Turley as follows, viz:

In the affirmative,

Messrs. Able, Aldrich, Atwater, Ball, Barnett, Carpenter, Charles, Craig, Davidson, Dawson, Dement, Dollins, Edmonston, Edwards, Elkin, Galbreath, Green of Clay, Happy, Huey, Leary, Lincoln, Linder, Logan, McCormick, McCown, McClernand, Madden, Minor,

Minshall, Moore of McLean, Moore of St. Clair, Murphy of Vermilion, Naper, Odam, Oneille, Rawalt, Scarborough, Shields, Smith of Madison, Smith of Wabash, Stone, Stuntz, Turley, Turney, Voris, Watkins, Webb, Wilson, and Wood—49.

In the negative,

Messrs. Bently, Courtright, Cullom, Davis, Diarman, Douglass, Dubois, Dunbar, English, Enloe, Hankins, Hardin, Harris, Hinshaw, Hunt, Lagow, McMurtry, Marrs, Morton, Pace, Paullen, Reddick, Richardson, Stuart, Walker of Cook, Walker of Morgan, Whitten, Witt and Mr. Speaker—29.

Mr. Madden from the committee on Enrolled bills, reported as correctly enrolled, bills of the following titles, viz:

"An act changing part of the State road from Liberty to Tremont,"

"An act to incorporate the Griggsville Female Academy,"

"An act to authorize Jacob Fry, Thomas Cummings and Isaac Darniel, to establish a ferry across the Illinois river at the town of Guilford."

"An act to locate a State road from Henderson in Knox county to Morristown in Henry county."

"An act to continue the State Road from Shawneetown in Gallatin county, to Chicago in Cook county,"

"An act declaring a certain road therein named a State road:"

"An act to re-locate part of a certain State road."

"An act to locate a State road from Stephenson to Peoria."

"An act to locate a State road from Ottawa to Grandatau, and thence north to intersect a State road from Peoria to Galena."

"An act to re-locate part of a certain road in Montgomery county, and for other purposes."

Mr. Madden afterwards from the same committee, reported that on this day they laid the above mentioned bills before the Council of Revision.

On motion of Mr. Webb,

The rule of the House was suspended, and leave given him to make a report.

Mr. Webb, from the joint select committee appointed to examine into the condition of the Bank of Illinois at Shawneetown, &c. made the following report, viz:

The joint select committee, appointed by a resolution of the Senate and House of Representatives on the 20th January,

1837, to examine into the affairs and condition, conduct and management, of the Bank of Illinois, located at Shawneetown, and report without delay, beg leave respectfully to

REPORT,

That so soon as convenient, they proceeded to Shawneetown, and on the 27th of January, addressed a note to the President of the Bank, as follows:

"JOHN MARSHALL, ESQ.

President of the Bank of Illinois at Shawneetown.

SIR:

The undersigned, forming a joint select committee of the Senate and House of Representatives for the State of Illinois, appointed to examine into the affairs and condition, conduct and management of the Bank of Illinois located at Shawneetown, with a view to ascertain whether the said Bank would be a safe depository of the public monies of said State, would respectfully say, that in pursuance of a joint resolution of the General Assembly, (a copy of which is herewith transmitted) they have repaired to this place; and although they are aware, that the State has no power to interfere or inquire into the affairs and condition of the Bank over which you have the honor to preside, yet in as much as the Bank of Illinois has submitted propositions for the reception on deposite of the public monies of the State, and in as much as the safety of the public funds require such investigation, and since it is expedient to place those funds in some Bank or Banks of this State, and since it is also expedient that (for public convenience) the Bank of Illinois should receive a portion of them, the undersigned hesitate not to believe that the Bank will be willing to submit to such examination. The undersigned are now near the "Bank of Illinois," and are ready to proceed to the examination thereof, and desire a speedy determination of their labors. They await your answer.

With great respect,

We have the honor to be,

Your obedient servants,

WM. J. GATEWOOD, of the Senate.
E. B. WEBB,
GEO. SCARBOROUGH, } H. of R.

And received the following note in return:

"Bank of Illinois at Shawneetown,
January 27th 1837.

Gentlemen:—I have received your communication of this date, enclosing copy of resolution passed by the Hon. the Senate and House of Representatives of the General Assembly of the State of Illinois, authorizing you as a joint committee, to examine into the affairs and condition, and also into the conduct and management of this Bank, and have laid them before the Board of Directors; by whom I have been instructed to say that they have no objection whatever to the examination proposed; and the cashier and a committee of the Board have been instructed to be present or in attendance, to render you every possible aid to facilitate your labors. The Board of Directors fully appreciate the motives which appear to have actuated the Legislature in instituting the enquiry, as well as the delicacy of manner with which their committee have introduced the subject.

I have the honor to be,
Very respectfully,
Your obedient servant,
JOHN MARSHALL.
President Bank of Illinois."

To Messrs. Gatewood, Webb and Scarborough.

Whereupon they proceeded to the Banking House in Shawneetown, and upon examination found the affairs and condition of the Bank of Illinois, to stand as shown by the accompanying statement marked A. The statement thus furnished, your committee believe to be correct up to the date of our examination, and will take occasion here to say, that their duties were greatly facilitated by the promptness with which our request was met, and the regularity and clearness with which the Books were managed and posted.

Your committee were of opinion that they should enquire into the character of the discounts, &c. They found that upon the subject of exchange, the Bank charged one per cent. for bills payable at Philadelphia and New Orleans, and in the purchase of bills of exchange on New Orleans, they discount one per cent. and interest for the time it has to run. As to the purchase of bills of exchange on Philadelphia, there are few transactions, because the balance of trade is against the coun-

try, and but few are bought. We find, also, from the discount book, that there are no loans made to individuals out of this State, and that the whole operations of the Bank are confined to the southern part of the State.

As to the issue of bills payable at New Orleans, Louisville, Philadelphia, or elsewhere, than at the banking house at Shawneetown, the bank redeems all notes upon presentation wherever payable, whenever they are presented at the banking house in Shawneetown, and of the $14,900 00 payable at Philadelphia, $8,500 has been already redeemed, as appears by the correspondence of the Bank. The Bank issues but few notes payable elsewhere than at Shawneetown. The following is the amount with the places at which it is payable, viz: payable at Shawneetown $83,178; payable at Philadelphia, $14,900; payable at Louisville, $2,825; payable at New Orleans, $1,660; whole amount of circulation, $105,563, of which $8,500 has been redeemed, as before mentioned.

Your committee, also, upon examination, find that the amount of issues of paper payable elsewhere than at the Banking House in Shawneetown is small and generally confined to those who wish eastern funds, which accounts for the issue of paper payable at Philadelphia. There is now no note issued by the Bank of a less denomination than five dollars, although the bank is not prohibited by the charter, and probably there will not be again; at least such is there determination at present. We will also take occasion to remark, that bills of exchange, bought and discounted, are chiefly in New Orleans, payable at short dates, and will be collected without renewal or delay. The amount, it will be perceived, is $69,944 00 and will shortly add not only to the specie in the bank, but to the security of the institution. This amount may be accounted for from the fact, that larger shipments of produce have been made this year from Shawneetown, than ever was made before; as an evidence of which, your committee would state that two steamboats are owned at this place, and were exclusively engaged in th s trade; and although our stay at Shawneetown was short, two steamboats were loaded, and departed with produce of the immediate vicinity, for the southern market, and several more will be loaded during the season.

The committee were shown some of the correspondence of the Bank, particularly a letter from their agent, by which it

appears that there is an addition to the sum of $47,278 in specie now in bank; there is $21,000 on the way from New Orleans to Shawneetown in bills of the notes on the various banks in New Orleans, which is set down as notes on other banks in the statements herewith furnished and the further sum of $9,000 in specie is also expected, in payment of bills of exchange on New Orleans. From the heavy shipments making this season, it is confidently expected that a large accession of specie will be obtained in the course of the first spring months.

So far as we have been able to judge, the conduct of the Bank shows great impartiality in their discounts, and is confined to those of the State, as before mentioned, and to those who are actually engaged in commerce, in purchasing and exporting the produce of the country at heavy prices. The discount book was presented to us, and as far as we could judge no complaint ought to be entertained of its accommodations on the score of political preferences. The Bank of Illinois went into operation in 1817, under a charter passed that year, by the Legislature of the Illinois Territory, and did not close operations until the pressure of the times forced them to collect their debts and cease discounting in 1822 or '23, leaving, however, no paper unredeemed, excepting what might be supposed to be lost, say some few hundred dollars. The bank has redeemed some of this paper since going into operation, which had been out over fifteen years. The books of the Bank show but little of paper, unredeemed. Such was the management of the Bank in its early age; and the conduct and management of the Bank is chiefly in the same hands *now* that it was *then*.

The present Directory consists of Messrs. John Marshall, President; P. Redman, T. F. Vaught, E. H. Gatewood, A. Kirkpatrick, O. C. Vanlandingham, Timothy Guard, James C. Sloo, M. M. Rawlings, Henry Eddy, W. A. G. Posey, W. A. Docker, Directors; John Siddall, Cash'r; and Allen Redman, Clerk;—men who have been long in the country; most of them over twenty years in the immediate vicinity of the location of the Bank, of excellent standing, and unimpeachable integrity and honor; and without designing to pay a compliment to individuals, your committee cannot refrain from making this expression in relation to that branch of the resolution under which they now act, requiring us to inquire into the "management" of the bank.

Since the examination and before making this report, your committee have been informed by the communication of the cashier of that bank, that the sum of $23,300 has been received of the funds of the bank in silver, from New Orleans, which makes the amount of specie now in its vaults, seventy thousand five hundred and seventy-eight dollars.

All of which is respectfully submitted.

(A.)

STATE OF THE BANK OF ILLINOIS AT

BONUS AND DISCOUNTS.			
Viz: bills discounted on personal security.	97,616 52		
do. do. Bank Stock,	74,700 00		
do. do. Real Estate.	7,020 00		
		179,336 52	
Domestic bills of Exchange	69,944 95		
		69,944 95	
			249,281 47
REAL ESTATE.			
Lot for Banking House,	400 00		
Furniture and Fixtures,	575 00		
		975 00	
			975 00
DUE FROM BANKS.			
Bank of Pennsylvania, Phil.	35,945 84		
Louisville Savings Institution,	1,960 08		
		37,905 92	
			37,905 92
BANK NOTES ON HAND.			
Bank U. S. and Branches,	22,745 00		
" Indiana,	2,850 00		
State Bank of Illinois,	12,045 00		
Banks of Kentucky,	180 00		
" of Ohio,	2,170 00		
" of New Orleans,	24,565 00		
" of Pennsylvania,	265 00		
		64,820 00	
			64,820 00
SPECIE.			
Gold,	1,328 41		
Silver,	35,467 86		
		36,796 27	
			36.796 27
			389,778 96
From the 21st to 27th January, the specie in the Bank had increased		10,482 00	
		$47,278 27	

SHAWNEETOWN, ON THE 21st JANUARY, 1837.

CAPITAL STOCK PAID IN.	151,700 00		
DISCOUNTS, &c.			
Discounts received,	1,242 35		
Exchange account,	169 25		
Profit and loss,	2,642 90		
		155,754 50	
			155,754 50
DEPOSITES.			
Treasury of the United States,	81,414 69		
		81,414 69	
Individual deposites,	28,060 56		
Unclaimed Dividends,	321 65		
		28,382 21	
			109,796 90
DUE TO BANKS.			
New Orleans, Canal Bank, & Co.	1,794 00		
Agency Com. Bank of Cincinnati, at St. Louis,	243 87		
Branch State Bank, Illinois Vandalia,	16,626 29		
		18,664 26	
			18,664 26
Circulation,			105,563 00
			$389,778 66

Which report was read.

Mr. McClernand moved that 150 copies of the report be printed.

Mr. Hardin moved that 500 copies be printed;

Which was not agreed to.

Mr. Rawalt moved that 300 copies be printed.

Mr. Craig moved that 350 copies be printed;

Which was agreed to.

And then the House adjourned until 2 o'clock P. M.

2 o'clock, P. M.

House met pursuant to adjournment.

The question pending at the adjournment of the House on yesterday afternoon being upon the bill for

"An act for distributing the school funds of this State among the counties according to the number of children in each county under twenty years,"

Again coming up,

Mr. Rawalt moved to amend the bill by striking out in the second section the words "Saturday in May," and inserting "Monday in August," and by striking out after the 11th section to the 19th section.

Mr. Walker of Morgan called for a division of the question, so as to take it upon the amendment of the 2nd section and the remainder separately.

The question was then taken upon the amendment proposed to the 2nd section,

And decided in the negative, by yeas and nays, upon the call of Messrs. Bently and Rawalt, as follow, viz:

In the affirmative,

Messrs. Able, Aldrich, Barnet, Courtright, Cullom, Dawson, Douglass, Edmonston, Edwards, Elkin, Happy, Hardin, Hunt, Leary, Lincoln, McCormick, McMurtry, Madden, Moore of St. Clair, Murphy of Vermilion, Oneille, Pace, Rawalt, Reddick, Smith of Wabash, Stone, Stuart, Voris, Walker of Cook, Walker of Morgan, Whitten and Wilson—32.

In the negative,

Messrs. Ball, Bently, Carpenter, Craig, Crain, Davidson, Davis, Dement, Diarman, Dollins, English, Hankins, Harris, Hinshaw, Huey, Lagow, Linder, Logan, McClernand, Minor, Minshall, Moore of McLean, Morton, Murphy of Perry, Naper, Odam, Scarborough, Shields, Smith of Madison, Turley, Turney, Watkins, Webb, Wheeler, Witt, and Mr. Speaker—36.

The question was then taken on striking out all after the 11th to the 19th section,

And decided in the negative, by yeas and nays, as follow, to wit:

In the affirmative,

Messrs. Dawson, Dubois, Hardin, Lincoln, McCormick, McMurtry, Madden, Moore of St. Clair, Murphy of Vermilion, Rawalt, Stone, Voris, and Wilson—14.

In the negative,

Messrs. Able, Aldrich, Ball, Bentley, Courtright, Craig, Crain, Cullom, Davidson, Davis, Dement, Diarman, Dollins, Douglass, Dunbar, Edmonston, Edwards, Elkin, English, Green of Clay, Hankins, Happy, Harris, Hinshaw, Huey, Hunt, Lagow, Lane, Leary, Logan, McCown, McClernand, Marrs, Minor, Minshall, Moore of McLean, Morton, Murphy of Perry, Naper, Odam, Oneille, Pace, Paullen, Reddick, Scarborough, Shields, Smith of Madison, Smith of Wabash, Stuntz, Thompson, Turley, Turney, Walker of Cook, Walker of Morgan, Watkins, Wheeler, Whitten, Witt, Wood and Mr. Speaker—61.

On motion of Mr. Dement,

The bill was amended in the 16th section by adding before the word "Board," in the 3d line, the words "on the premises" —in the 4th line, after the "proceedings" the words "in all other respects."

Mr. Edwards moved to amend the bill by adding the following as an additional section, viz:

Sec. 22. The School Commissioner and Treasurer shall be responsible for the solvency of the individuals to whom they respectively loan, and the bond required of either shall contain a condition making the obligor liable for the notes taken by him if not paid when due together, with the rate of interest each note bears from the date until paid.

Which was decided in the negative, by yeas and nays, upon the call of Messrs. Edwards and Webb, as follow, to wit:

In the affirmative,

Messrs. Carpenter, Crain, Dawson, Dubois, Edwards, Elkin, McCormick, McCown, Minshall, Murphy of Vermilion, Oneille, Smith of Madison, Stone, Thompson, Watkins, Webb, Wilson, and Wood—18.

In the negative,

Messrs. Able, Aldrich, Bently, Courtright, Craig, Cullom, Davidson, Davis, Dement, Diarman, Dollins, Douglass, Dunbar, Edmonston, English, Enloe, Green of Clay, Hankins, Happy, Hinshaw, Huey, Hunt, Lagow, Lane, Logan, McClernand, McMurtry, Madden, Marrs, Minor, Moore of McLean, Morton, Murphy of Perry, Odam, Pace, Paullen, Rawalt, Reddick, Richardson, Scarborough, Shields, Smith of Wabash, Stuart, Stuntz, Turley, Turney, Voris, Walker of Cook, Walker of Morgan, Whitten, Witt, and Mr. Speaker.---52.

Mr. Craig moved to amend the bill by adding to the first section the following, viz:

"And such counties as shall have been organized since the August election, to receive a portion in the same ratio, on the number of votes given at their election for county officers, when organized respectively."

Mr. Dawson moved to amend the amendment by striking out said amendment, and by adding to the first section the following, viz:

"*Provided*, That where such counties as herein referred to, have been divided, then and in that case the dividend that shall fall due such counties shall be reduced in the ratio of three inhabitants for each vote cast at the last August election of such new ceunties, as shall have been formed by county divisions herein referred to, and the sum thus deducted from the dividend of said original counties shall become the dividends of said newly formed counties."

Which was not agreed to.

Mr. Lincoln moved to amend said amendment by striking out all of said amendment, and also by striking out all of the 1st section after the word "counties" in the 11th line, and adding the following proviso, viz:

"*Provided*, That all counties which shall have been formed since the last taking of the census, shall, for school purposes, remain as though no division had been made, until the next taking of the census."

Mr. Bently called for a division of the question, so as to take the question upon striking out.

The question was then taken upon striking out,

And decided in the negative.

The question was then taken upon the amendment proposed by Mr. Craig,

And decided in the negative.

On motion of Mr. Wheeler,

Leave of absence was given to Mr. Lyons for six days.

Message from the council of Revision by Mr. Owings, their Secretary.

Mr. Speaker:—

The Council of Revision have approved of bills of the following titles viz:

"An act for a State road from Utica in Fulton county, to Farmington."

"An act making the Clerks of the County Commissioners Courts, and County Treasurers, elective by the people."

"An act to alter a part of the State road from Gilead in Calhoun county, to Rushville in Schuyler county."

"An act to locate a State road from Quincy in Adams county, to Philip's ferry in Pike county."

"An act to locate a State road from Charleston to Springfield."

"An act to locate a certain State Road."

"An act to locate a State Road from Shelbyville in Shelby county, via Urbanna in Champaign county, to intersect the State Road leading from Danville to Chicago;"

"An act to locate a State road from Fairfield, in Adams county, to Monmouth in Warren county."

"An act re-locate a State road therein named." And

"An act to locate a State road."

And then he withdrew.

Mr. Wilson moved to amend the said bill by adding the following section:

Sec. 22. *And be it further enacted*, That the county commissioners' court of each county shall, at their spring term, appoint three persons as school examiners, whose duties shall be to examine all persons who apply to them for a certificate of his competency to teach the different branches of an English education: and no person shall be competent to receive any portion of the school funds, without such certificate.—Said school examiners shall be exempt from serving on juries, any law to the contrary notwithstanding. Said examiners shall hold their offices for the term of two years:

Which was not agreed to.

On motion of Mr. Paullen,

The 16th section of the bill was amended, by adding after the word "when," in the first line, the words "a majority of."

Mr. Hardin moved to amend the 21st section of the bill, by

striking out all after the word "same," in the 12th line, to the word "all" in the 16th line;

Which was not agreed to.

On motion of Mr. Paullen,

The bill was further amended in the 5th line of the 1st section, by adding after the word "school" the words "College and Seminary."

The question was then put,

Shall said bill now pass, as amended?

And decided in the affirmative by yeas and nays as follow, upon the call of Messrs. Morton and Dollins, viz:

In the affirmative,

Messrs. Able, Aldrich, Ball, Barnett, Bently, Carpenter, Charles, Courtright, Craig, Crain, Cullom, Davidson, Davis, Dement, Diarman, Dollins, Douglass, Dubois, Dunbar, Edmonston, English, Galbreath, Green of Clay, Hankins, Happy, Hardin, Harris, Hinshaw, Huey, Hunt, Lagow, Lane, Leary, Linder, Logan, McCown, McClernand, McMurtry, Madden, Marrs, Minor, Minshall, Moore of McLean, Moore of St. Clair, Morton, Murphy of Perry, Naper, Odam, Pace, Paullen, Reddick, Scarbarough, Shields, Smith of Madison, Smith of Wabash, Stuntz, Thompson, Turley, Turney, Voris, Walker of Morgan, Watkins, Wheeler, Whitten, Witt and Mr. Speaker—67

In the negative,

Messrs. Dawson, Edwards, Elkin, Lincoln, McCormick, Rawalt, Webb, Wilson, and Wood—9.

On motion of Mr. Dement,

The title of the bill was amended by inserting after the word "years" the words "of age."

Ordered, That the title of the bill be as amended, that the Clerk inform the Senate thereof and ask their concurrence therein.

Mr. Speaker laid before the House the following communication, viz:

VANDALIA, February 4th, 1837.

To the Hon. the Speaker of the House of Representatives:

SIR:—

Having been this day duly commissioned Judge of the fifth judicial circuit of this State, I do hereby resign my seat in the House of Representatives as a Representative from the county of Adams.

Believing as I do, that a due deference to the opinions of

the members of this General Assembly, in their voluntary election of me to fill a high judicial office, imperatively urges upon me its acceptance, and that a proper regard for the interest of the circuit and the administration of the laws within it, require me to enter upon the duties of the office without delay, I cannot doubt the propriety of my present course.

Suffer me, Sir, to express, through you, to the members of this General Assembly my sincere gratitude for the many acts of kindness I have received from them during the two months we have convened together in a legislative capacity and to assure them of my ardent wishes for their individual health and prosperity. I separate from them, I hope without leaving one enemy among them, certain I am that I entertain no unkind feelings towards any.

Believe me, Sir, sincerely

Your most ob't Servant,

JAMES H. RALSTON.

Hon. James Semple.

Which was read, and

On motion of Mr. Moore of St. Clair,

Laid on the table.

On motion of Mr. Dawson,

The rule of the House was dispensed with, and leave given him to introduce a resolution.

Mr. Dawson, from the committee on Internal Improvements, reported the following resolution for adoption, viz:

Resolved, When the House adjourns in the afternoon, it will adjourn to meet at seven o'clock for the specific purpose of considering the revenue bill, and that the same be made the special order of the day for that hour from day to day until the same be disposed of.

When,

On motion,

The House adjourned.

WEDNESDAY, February 8, 1837.

House met pursuant to adjournment.

The question pending last evening when the House adjourned being upon the adoption of the resolution reported by Mr. Dawson, from the committee on Internal Improvements, in relation to the action of the House upon the revenue bill, coming up for consideration,

Mr. Douglass moved to amend the resolution by striking out all of the resolution after the words "seven o'clock."

Mr. Murphy of Vermilion, moved to lay the bill and proposed amendment upon the table,

Which was decided in the affirmative by yeas and nays as follow, upon the call of Messrs. Dawson and Rawalt, to wit:

In the affirmative,

Messrs. Able, Aldrich, Ball, Barnett, Bently, Carpenter, Courtright, Crain, Cullom, Davidson, Davis, Diarman, Dollins, Douglass, English, Hankins, Hardin, Harris, Huey, Hunt, Lagow, Lane, Leary, McCown, Marrs, Murphy of Vermilion, Naper, Odam, Paullen, Scarborough, Walker of Cook, Watkins, Webb, Wheeler, Witt and Mr. Speaker—36.

In the negative,

Messrs. Atwater, Craig, Dawson, Dubois, Dunbar, Edmonston, Edwards, Elkin, Galbreath, Green of St. Clair, Happy, Hinshaw, Lincoln, McClernand, McMurtry, Minor, Minshall, Moore of McLean, Moore of St. Clair, Morton, Pace, Rawalt, Smith of Wabash, Stone, Stuart, Stuntz, Thompson, Turley, Turney, Voris, Walker of Morgan, Whitten, Wilson, and Wood—33.

Mr. Marrs presented the petition of sundry citizens of Clark county, praying the passage of an act therein named.

The reading of which was,

On his motion,

Dispensed with, and

Referred to the committee on Petitions.

Mr. Leary presented the remonstrance of sundry citizens of Cook county, against a division of said county.

The reading of which was,

On his motion,

Dispensed with, and

Referred to the committee on Petitions.

Mr. Walker of Cook, presented the remonstrance of sundry citizens of Will county against any division of said county,

The reading of which was,

On his motion,

Dispensed with, and

Referred to the committee on Petitions.

Mr. Dubois from the committee on Incorporations reported a bill for

"An act to incorporate the Athens Female Academy,"

Which was read the first time, and

Ordered to a second reading.

On motion of Mr. Lane,

The rule of the House was dispensed with, and said bill was now read a second time by its title,

Ordered that the bill be engrossed and read a third time.

A message from the Senate by Mr. Thomas, their Secretary.

Mr. SPEAKER:

The Senate have adopted the following resolution, viz:

Resolved by the Senate, (the House of Representatives concurring herein) That both branches of the General Assembly meet in the Hall of the House of Representatives, on Thursday the 9th instant at 2 o'clock P. M. for the purpose of electing a Judge for the seventh Judicial circuit, and States Attorney for the sixth and seventh Judicial circuits,

And ask the concurrence of the House of Representatives therein.

They have passsed a bill of the following title, viz:

"An act to permanently locate the seat of Government of the State of Illinois,"

And ask the concurrence of the House of Representatives therein.

They refuse to read a third time, the bill from the House of Representatives, entitled

"An act for the relief of William Butler,"

They have concurred with the House of Representatives in their amendments to the amendments of the Senate, to the bill from the House of Representatives, entitled

"An act concerning the towns of Mount Vernon, Columbus, Mount Sterling and Salem."

And then he withdrew.

Mr. English from the committee on the Judiciary, reported a bill for

"An act regulating certain circuits therein named,"

Which was read twice.

Mr. Stuart moved to refer the bill to the committee on the Judiciary.

Which was not agreed to.

On motion of Mr. Wheeler,

Referred to a select committee of seven.

Ordered, That Messrs. Wheeler, English, Shields, McClernand, Oneille, Leary and Atwater, be that committee.

Mr. Witt from the committee on roads and canals, reported a bill for

"An act to incorporate the Carrollton and Bluffdale rail road or Turnpike company."

Which was twice read by its title,

Mr. Witt moved that the bill be referred to the committee on the Judiciary.

Mr. English moved to refer it to a select committee.

The question was taken on referring it to the committee on the Judiciary,

And not agreed to.

The bill was then referred to a select committee.

Ordered That Messrs. English, Lane and Davis, be that committee.

Mr. Lane from the committee on Corporations, reported a bill for

"An act to incorporate the Calhoun Coal and Mining Company."

Which was read twice, and

Ordered to be engrossed for a third reading.

Mr. Courtright, from the committee on roads and canals, reported a bill for

"An act for a State road from Griggsville via Portland, to Joshua Hanks, in Greene county."

Which was read twice, and

Ordered to be engrossed for a third reading.

Mr. Stone from the committee on the Judiciary reported a bill for

"An act to increase the salaries of the Circuit Judges,"

Which was read twice, and

On motion of Mr. Dunbar,

Referred to a select committee.

Ordered That Messrs. Dunbar, Stone and Webb, be that committee.

Mr. Lane from the committee on Corporations, to which was referred the bill from the Senate, entitled

"An act to incorporate the stockholders of the Pittsfield and Mississippi Rail Road Company,"

Reported the same back to the House with sundry amendments,

Which were read and concurred in.

Ordered that the bill be read a third time as amended.

Mr. Dubois from the committeee on Corporations to which was referred the bill from the Senate, entitled

"An act to incorporate the Illinois Beet Sugar, Silk and Vegitable Oil Manufacturing Company,"

Reported the same back to the House without amendment.

Ordered that the bill be read a third time.

Mr. Turney from the committee on Internal Improvements reported a bill for

"An act authorizing John W. Sullivan and George Green to build a toll bridge across the Little Wabash river,"

Which was twice read, and

On motion of Mr. Lane,

Referred to the committee on Corporations.

Mr. Edwards from the committee on Corporations, reported a bill for

"An act to incorporate the Jonesboro' and Mississippi rail road company,"

Which was read by its title, and

Ordered to a second reading.

Mr. Stone from the committee on the Judiciary, to which was referred the bill entitled

"An act to legalize the acts of Nathan Ellington, late a Justice of the Peace in and for the county of Coles;"

Reported the same back without amendment;

Ordered to be engrossed for a third reading.

Mr. Harris from the committee on the Militia reported a bill for

"An act to encourage volunteer companies,"

Which was read twice, and

On motion of Mr. McMurtry,

The bill was amended by striking out the word "six," in 4th section, 4th line, and inserting "four."

Ordered to be engrossed as amended for a third reading.

Mr. McClernand from the committee on Salines reported a bill for

"An act for the relief of the inhabitants of Township 10, in range number 9, in Gallatin county,"

Which was read twice, and

On motion of Mr. Logan,

Referred to a select committee.

Ordered That Messrs. Logan, McClernand and Watkins, be that committee.

Mr. Leary from the committee on the Judiciary, to which was referred the bill for

"An act amending an act, entitled an act concerning Forcible entry and Detainer," approved February 2, 1827,

Reported the same back with a substitute as an amendment,

Which was read and concurred in.

Ordered, that the bill be engrossed as amended for a third reading.

Mr. Atwater from the committee on Education reported a bill for

"An act to incorporate the Fairfield Library Company."

Which was read twice, and

On motion of Mr. Moore of St. Clair,

Referred to the committee on Corporations.

Mr. Murphy of Perry, from the committee on roads and canals reported a bill for

"An act to locate a State road from Pinckneyville, in Perry county, to Golconda, in Pope county,"

Which was read twice, and

Ordered to be engrossed for a third reading.

Mr. Scarborough from the committee on Internal Improvements, reported a bill for

"An act authorizing Robert Taylor and others, to build a toll bridge across the Little Wabash river,"

Which was read twice, and

On motion of Mr. Turney,

Referred to the committee on Corporations.

Mr. Hardin from the committee on the Judiciary to which was referred the bill from the Senate, entitled

"An act to regulate proceedings by attachment before Justices of the Peace,"

Reported the same back with an amendment,

Which was read and concurred in.

Ordered that the bill be read a third time.

Mr. Dubois from the committee on Corporations, reported a bill for

"An act to incorporate the Shokokon and Rushville rail road company,"

Which was read the first and second time by its title and

On motion of Mr. Aldrich,

Referred to the committee on Corporations.

Mr. Thompson from the committee on Propositions and Grievances, reported a bill entitled

"An act for the relief of the heirs of John Thompson, deceased,"

Which was twice read, and

Ordered to be engrossed for a third reading.

Mr. Carpenter, from the committee on Propositions and Grievances, to which was referred the bill for

"An act to create the county of Bureau,"

Reported the same without amendment.

On the question,

Shall the bill be engrossed and read a third time?

It was decided in the affirmative by yeas and nays as follow, upon the call of Messrs. Atwater and Turley, to wit:

In the affirmative,

Messrs. Aldrich, Ball, Barnett, Carpenter, Charles, Craig, Davis, Dement, Diarman, Dollins, Douglass, Dunbar, Edmonston, English, Galbreath, Green of Clay, Hankins, Happy, Hardin, Hinshaw, Lagow, Lane, Logan, McCormick, McCown, Madden, Marrs, Minshall, Moore of McLean, Morton, Murphy of Perry, Murphy of Vermilion, Naper, Odam, Oneille, Paullen, Scarborough, Thompson, Turley, Walker of Cook, Wheeler, Whitten, Witt, and Wood—44.

In the negative,

Messrs. Atwater, Bently, Courtright, Cullom, Davidson, Dawson, Dubois, Elkin, Harris, Huey, Hunt, Leary, McClernand, McMurtry, Minor, Moore of St. Clair, Pace, Rawalt, Smith of Madison, Smith of Wabash, Stone, Stuart, Stuntz, Turney, Voris, Walker of Morgan, Watkins, Webb, Wilson and Mr. Speaker—30.

Mr. McCown from the committee on Agriculture reported a bill for

"An act to authorize John Haynes to build a toll bridge across the Skillet Fork;"

Which was read the first and second time,

When,

Mr. Elkin moved to refer the bill to the committee on Corporations,

Which was not agreed to.

The bill was then ordered to be engrossed for a third reading.

Mr. Hardin from the committee on the Judiciary, to which was referred the engrossed bill, entitled

"An act authorizing suits against persons whose names are unknown in certain cases,"

Reported the same without amendment.

The bill then passed.

Ordered, That the title of the bill be as aforesaid, that the Clerk inform the Senate thereof, and ask their concurrence therein.

Mr. Harris from the committee on the Militia, reported a bill for

"An act to amend an act entitled an act for the organization and government of the militia of this State," in force July 2, 1833.

Which was twice read, and

On motion of Mr. Huey,

Referred to a select committee of five.

Ordered, That Messrs. Huey, Turney, Harris, Wilson and Smith of Madison, be that committee.

Mr. McClernand from the committee on Internal Improvements, reported a bill for

"An act to locate a State road from Thornton to Lockport, Plainfield and Blackberry creek,"

Which was twice read, and

Ordered to be engrossed.

Message from the Senate by Mr. Thomas, their Secretary.

Mr. Speaker,

The Senate have passed bills of the following titles, viz:

"An act to review and re-locate a State road from Lebanon to Illinoistown."

"An act to incorporate the Rushville Insurance Company."

"An act to incorporate the Rush Medical College."

"An act to incorporate the Seminaries therein named."

"An act to incorporate the Unity Manufacturing Company."

"An act supplemental to an act to establish certain counties," approved Jan. 16th, 1836. And

"An act to incorporate the St. Clair Silk Company."

In the passage of which several bills, they ask the concurrence of the House of Representatives.

They have concurred with the House of Representatives in the passage of bills of the following titles, viz:

"An act for the relief of the heirs of Mason Paine and Michael Dillow."

"An act to locate a State from Galena to Beardstown."

"An act to establish a State road from Peoria to Hendersonville." And

"An act to incorporate the Rock-Island City Bridge Company."

They have also concurred with the House of Representatives in the passage of bills of the following titles, viz:

"An act to define the extent of possession on the public lands." And

"An act to incorporate the Canton College of Illinois."

As respectively amended by them,

And ask the concurrence of the House of Representatives in the amendments of the Senate to said bills respectively.

And he withdrew.

Mr. English, from the committee on the Judiciary, to which was referred the bill from the Senate, entitled

"An act to authorize Samuel Rodgers to sell and convey certain real estate therein described,"

Reported the same back to the House without amendment;

Ordered to a third reading.

Mr. Carpenter, from the committee on Propositions and Grievances to which was referred a certain petition, reported a bill for

"An act to vacate the survey and plat of the town of Concord;"

Which was twice read, and

On motion of Mr. Atwater,

Was amended by adding after the word "Concord" the words "and West Windsor."

Ordered to be engrossed for a third reading.

Mr. Stone, from the committee on the Judiciary, reported a bill entitled

"An act for the relief of John Logsdon, Butler Logsdon, Joseph Logsdon, Nancy Brown, and Susan Williams,"

Which was read twice, and

Ordered to be engrossed for a third reading.

Mr. English, from the committee on the Judiciary, reported a bill for

"An act to amend an act entitled an act to incorporate the inhabitants of such towns as may wish to be incorporated," approved Feb. 12th, 1831;

Which was read twice, and

Ordered to be engrossed for a third reading.

Mr. Reddick, from the committee on Roads and Canals, reported a bill for

"An act to locate a State road from Decatur to Waynesville:"

Which was twice read, and

Ordered to be engrossed for a third reading.

Mr. Murphy of Perry, from the committee on Roads and Canals, reported a bill for

"An act to locate a State road from Chester in Randolph county to Waterloo;"

Which was twice read, and

On motion of Mr. Moore of St. Clair,

Referred to a select committee.

Ordered, That Messrs. Moore of St. Clair, Thompson and Murphy of Perry be that committee.

Mr. Stone, from the committee on the Judiciary to which was referred the bill, entitled

"An act to amend an act entitled an act for the limitation of actions and for avoiding vexatious law suits,"

With the amendments of the Senate thereto,

Reported the same back to the House without amendment.

The amendments of the Senate were then concurred in.

Ordered, That the Clerk inform the Senate thereof.

Mr. Stone, from the committee on the Judiciary to which was referred the bill from the Senate, entitled

"An act concerning deeds executed without this State,"

Reported the same,

And recommended its rejection.

The question was then taken on ordering the bill to a third reading,

And decided in the negative.

Ordered, That the Clerk inform the Senate thereof.

Mr. Carpenter, from the committee on Propositions and Grievances, reported a bill for

"An act to authorize Jonathan Harrison to convey real estate;"

Which was twice read, and

On motion of Mr. Carpenter,

Referred to the committee on the Judiciary.

On motion of Mr. Moore of St. Clair,

The bill, entitled

"An act to amend and reduce into one the several acts concerning the public revenue,"

Referred to the committee of the Whole House and made the special order for Friday the 10th instant.

The resolution from the Senate, fixing the 13th inst. for the reception of new business, and the 28th for the adjournment *sine die*, &c. was read, and

On motion of Mr. Harris,

The resolution was amended by striking out all after the words "Feb. Inst."

Mr. Leary moved further to amend the resolution by striking out "13th," and inserting "19th,"

Which was decided in the negative, by yeas and nays upon the call of Messrs. Carpenter and Hardin, as follow, viz:

In the affirmative,

Messrs. Able, Ball, Barnett, Bently, Charles, Courtright, Craig, Crain, Cullom, Dawson, Dunbar, Green of Clay, Hankins, Lane, Leary, Lincoln, McClernand, Moore of McLean, Murphy of Perry, Murphy of Vermilion, Reddick, Stone, Stuart, Voris, Walker of Cook, and Watkins—26.

In the negative,

Messrs. Atwater, Carpenter, Davidson, Davis, Dement, Diarman, Douglass, Elkin, English, Galbreath, Happy, Hardin, Harris, Hinshaw, Huey, Hunt, Lagow, Logan, McCown, McMurtry, Madden, Minor, Minshall, Moore of St. Clair, Morton, Naper, Oneille, Pace, Paullen, Rawalt, Scarborough, Smith of Wabash, Stuntz, Turley, Turney, Walker of Morgan, Webb, Wheeler, Whitten, Wilson, Witt, and Mr. Speaker—43.

Mr. Dunbar moved to lay the resolution on the table;

Which was decided in the negative by yeas and nays, upon the call of Messrs. Morton and Witt, follow, viz:

In the affirmative,

Messrs. Barnett, Charles, Crain, Dement, Dunbar, Green of Clay, Hankins, Lane, Leary, Lincoln, McClernand, Moore of McLean, Odam, Reddick, Voris, Walker of Cook, and Watkins—17.

In the negative,

Messrs. Able, Atwater, Ball, Bently, Carpenter, Courtright, Craig, Cullom, Davidson, Davis, Dawson, Diarman, Dollins, Douglass, Elkin, English, Galbreath, Happy, Hardin, Harris,

Hinshaw, Huey, Hunt, Lagow, McCown, McMurtry, Madden, Minor, Minshall, Moore of St. Clair, Morton, Murphy of Perry, Murphy of Vermilion, Naper, Oneille, Pace, Paullen, Rawalt, Scarborough, Smith of Wabash, Stuart, Stuntz, Turley, Turney, Walker of Morgan, Webb, Wheeler, Whitten, Wilson, Witt and Mr. Speaker—51.

The question was then taken upon the adoption of said resolution as amended,

And decided in the affirmative, by yeas and nays, upon the call of Messrs. Minor and Webb, as follow, viz:

In the affirmative,

Messrs. Able, Atwater, Ball, Barnett, Bently, Carpenter, Charles, Courtright, Craig, Crain, Cullom, Davidson, Davis, Dawson, Diarman, Dollins, Douglass, Dunbar, Edmonston, Edwards, Elkin, English, Galbreath, Happy, Hardin, Harris, Hinshaw, Huey, Hunt, Lagow, Lane, Logan, McCown, McMurtry, Minor, Minshall, Moore of St. Clair, Morton, Murphy of Perry, Murphy of Vermilion, Naper, Odam, Oneille, Pace, Paullen, Rawalt, Scarborough, Smith of Wabash, Stuart, Stuntz, Turley, Turney, Walker of Morgan, Watkins, Webb, Wheeler, Whitten, Wilson, Witt, and Mr. Speaker—60.

In the negative,

Messrs. Dement, Hankins, Leary, Lincoln, McClernand, Moore of McLean, Reddick, Stone, Voris, and Walker of Cook—10.

Ordered, That the Clerk inform the Senate thereof, and ask their concurrence in the amendment of the House to said resolution.

And then the House adjourned until 2 o'clock, P. M.

2 o'clock, P. M.

House met pursuant to adjournment.

The resolution from the Senate in relation to the election of a Judge of the 7th judicial circuit, and State's Attorneys for the 6th and 7th judicial circuits, was read and concurred in.

On motion of Mr. Cullom,

The vote just taken upon concurring in said resolution was re-considered.

On motion of Mr. Lincoln,

Said resolution was then amended by inserting before the word "6th," the word "1st."

The resolution was then concurred in as amended.

Ordered, That the Clerk inform the Senate thereof, and ask their concurrence in the amendment of the House to said resolution.

The engrossed bills, entitled

"An act to locate a State road from Carlinville in Macoupin county, to Greenville in Bond county."

"An act for a State road from Marshall to Charleston."

"An act to legalize the sales of sections 16, in township ten North of Ranges 11 and 13 West, in Greene county."

"An act to locate a State road from a point on the Mississippi river, opposite Burlington, to Farmington in Fulton county."

"An act for a State road from Jacksonville to Syracuse, and to Bloomington."

"An act to incorporate the town of Upper Alton."

"An act to locate a State road from Waterloo in Monroe county, to Nashville in Washington county."

"An act to establish a State Road from Danville to Ottawa."

"An act to locate a State road from Meredocia to Warsaw."

"An act to alter and re-locate a part of a State road, leading from Jacksonville to Springfield."

"An act to incorporate the Quincy, Jacksonville, and Springfield Turnpike Company."

"An act for a State road from Ottawa north to the State line."

"An act to locate a State road therein named, and for other purposes."

"An act to establish a State road, from the State road leading from Springfield to Decatur, to Waynesville in McLean county."

"An act laying out certain State roads."

"An act to incorporate the Liberty and Pinckeyville railroad company."

"An act to locate a State road from the Mississippi to Macomb."

"An act to locate a State road from Newton in Jasper county, to Decatur in Macon county."

"An act to locate a State road from Ellisville in Fulton county, to Macomb in McDonough county, and to declare a certain road therein named a State road."

"An act to incorporate the Canton and Utica rail road company."

"An act to locate a State road from Shawneetown in Gallatin county, to Golconda in Pope county."

"An act to change in part a State road leading from Meredocia to Quincy."

"An act declaring the Road from Knoxville to Stephenson a State road."

"An act concerning process."

"An act for the relief of the infant heirs of James Woodside deceased."

"An act to re-locate part of the State road from Springfield to Peoria."

"An act to re-locate a part of the State road from Decatur to Bloomington." And

"An act to locate a state road therein named."

Were severally read the third time and passed.

Ordered, That the titles of the bills be as aforesaid, that the clerk carry said bills to the Senate and ask their concurrence therein.

The bills from the Senate, entitled

"An act to incorporate the Rockport and Mississippi Canal Company."

"An act to locate a State road from Washington in Tazewell county to Columbia in Putnam county."

"An act to incorporate the Carthage Female High School and Teacher's Seminary."

"An act to incorporate the Mississippi and Des Moines Rapids Bridge Company."

"An act relative to certain school lands in the county of Fulton."

"An act to provide for the election of additional Justices of the Peace and Constables in the county of Warren and Knox."

"An act declaring the road leading from Peoria to Knoxville a State road."

"An act to extend the corporate powers of the town of Peoria." And

"An act authorizing John Reese and John Furgason to erect a mill dam across Robinson's creek."

Were severally read the third time, and passed.

Ordered, That the title of the bill be as aforesaid, that the Clerk inform the Senate thereof.

The bill from the Senate, entitled

"An act to locate a State road from Peoria by Rome and Chilicothe to Princeton in Putnam county,"

Was read a third time, and passed as amended.

Ordered, That the title of the bill be as aforesaid, that the Clerk inform the Senate thereof, and ask their concurrence in the amendment of the House to said bill.

The engrossed bill entitled

"An act to locate a State road from Beardstown to Mount Sterling,"

Was read a third time.

On motion of Mr. Minshall,

The bill was amended by striking out the name of "G. W. Baker," and inserting the name of "George Harper."

The bill then passed as amended.

Ordered, That the title of the bill be as aforesaid, and that the Clerk carry said bill to the Senate and ask their concurrence therein.

Message from the Senate, by Mr. Bush their Assistant Secretary.

Mr. SPEAKER:—

The Senate have passed a bill entitled

"An act to incorporate the Kaskaskia Rail Road Company,"

In the passage of which they ask the concurrence of the House of Representatives.

And then he withdrew.

The engrossed bill entitled

"An act for the formation of the county of Coffee,"

Was read a third time.

Mr. McMurtry moved to amend the bill, by adding to the first section the following, viz:

"*Provided*, that nothing herein contained shall be construed as including any part of townships twelve, thirteen, and fourteen, north of range five, east of the fourth principal meridian, within the bounds of the said county of Coffee, any thing to the contrary notwithstanding."

Which was decided in the negative by yeas and nays, upon the call of Messrs. McMurtry and Cullom, as follow, viz:

In the affirmative,

Messrs. Dawson, Dubois, Edwards, Elkin, Galbreath, Hardin, Hunt, Leary, McCown, McMurtry, Minor, Minshall, Moore of St. Clair, Rawalt, Stone, Stuart, Stuntz, Voris, Walker of Morgan, Watkins, Webb, Wilson and Wood—21.

In the negative,

Messrs. Able, Aldrich, Barnett, Charles, Courtright, Craig, Cullom, Davidson, Davis, Diarman, Dollins, Douglass, Dunbar, Edmonston, English, Enloe, Green of Clay, Green of St. Clair, Hankins, Happy, Harris, Hinshaw, Huey, Lagow, Lane, Logan, Moore of McLean, Morton, Murphy of Perry, Murphy of Vermilion, Naper, Odam, Pace, Paullen, Reddick, Scarborough, Shields, Smith of Madison, Smith of Wabash, Turley, Turney, Walker of Cook, Wheeler, Whitten, Witt and Mr. Speaker—47.

Mr. Enloe moved to amend the first section of the bill by striking out the word "Coffee," and inserting "Keokuk,"

Which was not agreed to.

The bill then passed.

Ordered, That the title of the bill be as aforesaid, that the Clerk carry said bill to the Senate, and ask their concurrence therein.

The engrossed bill entitled

"An act for the location of a State road from Danville to Warsaw,"

Was read a third time and passed.

On motion of Mr. Edmonston,

The title of the bill was amended by striking out "Warsaw," and inserting "Havana."

Ordered, That the title be as amended, that the Clerk carry said bill to the Senate, and ask their concurrence therein.

The engrossed bill entitled

"An act to authorize the the Trustees of the town of Pekin, to keep a ferry over the Illinois river,"

Was read a third time.

On motion of Mr. Stuart,

The "*proviso*" to the first section was stricken out.

On motion of Mr. Stone,

The fourth section of the bill was amended by striking out all after the word "town," in the fifth line.

The bill then passed as amended.

Ordered, That the title be as aforesaid, that the Clerk carry said bill to the Senate, and ask their concurrence therein.

The engrossed bill, entitled

"An act for a State road from J. B. Sewards in Montgomery county, to Baily Taylor's in Macoupin county,"

Was read the third time.

On motion of Mr. Harris,

The bill was amended by adding the following proviso to the bill, viz:

"*Provided* this act shall not take effect in Montgomery county, unless the county commissioners court of said county shall make an order to that effect."

The bill then passed as amended.

Ordered that the title of the bill be as aforesaid, that the Clerk carry said bill to the Senate and ask their concurrence therein.

The bill from the Senate, entitled

"An act to protect the canal lands against tresspasses,"

Was read the third time.

On motion of Mr. Dawson,

The sixth and eighth sections of the bill were amended by striking out the words "twenty dollars," and inserting the words, "any sum not less than five nor more than twenty dollars."

On motion of Mr. Watkins,

The first section of the bill was further amended, by adding the following to the end thereof viz:

"That all school lands in the State of Illinois shall come under the provisions of this act, except as to the supervision of the agents hereby provided for."

On motion of Mr. Smith of Wabash,

The bill was further amended by striking out the word "contingent" in the 17th section, and inserting the word "canal."

The bill then passed as amended.

Ordered, That the title be as aforesaid, that the Clerk inform the Senate thereof, and ask their concurrence in the amendments of the House thereto.

The bill from the Senate entitled

"An act to locate a State road from Nashville in Washington county, to Equality in Gallatin county,"

Was read the third time and passed.

Ordered that the title of the bill be as aforesaid, that the

Clerk inform the Senate thereof, and ask their concurrence in their amendments thereto.

On motion of Mr. Pace,

The vote just taken upon the passage of said bill was reconsidered,

When,

On motion of Mr. McClernand,

Said bill was referred to a select committee.

Ordered, That Messrs. McClernand, Pace and Dollins, be that committee.

The bill from the Senate, entitled

"An act to compensate the several persons for labor done, materials furnished, and cash advanced on the new State House,"

Was read the third time and passed, by yeas and nays upon the call of Messrs. Bently and Logan, as follow, viz:

In the affirmative,

Messrs. Aldrich, Ball, Barnett, Carpenter, Charles, Courtright, Craig, Crain, Davidson, Davis, Dawson, Dement, Diarman, Dollins, Dubois, Dunbar, Edwards, Elkin, Galbreath, Green of Clay, Hankins, Hardin, Hinshaw, Hunt, Lagow, Leary, Lincoln, McCown, McClernand, Madden, Minshall, Moore of McLean, Murphy of Vermilion, Naper, Odam, Oncille, Pace, Rawalt, Reddick, Scarborough, Shields, Smith of Madison, Stone, Stuart, Stuntz, Turley, Voris, Walker of Cook, Watkins, Webb, Whitten, Wilson and Mr. Speaker—53.

In the negative,

Messrs. Bentley, Cullom, Douglass, Edmonston, English, Enloe, Happy, Harris, Huey, Logan, McCormick, McMurtry, Minor, Moore of St. Clair, Morton, Paullen, Thompson, Turney, Walker of Morgan, Wheeler, Witt, and Wood—22.

Ordered, That the title of the bill be as aforesaid, and that the Clerk inform the Senate thereof.

The engrossed bill, entitled

"An act to incorporate the Ottawa Manufacturing Company,"

Was read the third time, and

On motion of Mr. Smith of Wabash,

Laid upon the table.

The engrossed bill, entitled

"An act supplemental to an act, entitled an act to incorporate the President, Directors and Company of the Bank of Illinois at Shawneetown,"

Was read the third time and passed, by yeas and nays upon the call of Messrs. Bently and McClernand, as follow, viz:

In the affirmative,

Messrs. Able, Ball, Barnett, Carpenter, Charles, Courtright, Craig, Cullom, Dawson, Dollins, Dunbar, Edmonston, Edwards, Elkin, Enloe, Green of Clay, Huey, Lincoln, Logan, McCormick, McCown, McClernand, Minshall, Moore of McLean, Moore of St. Clair, Murphy of Vermilion, Naper, Odam, Oneille, Pace, Rawalt, Scarborough, Shields, Smith of Madison, Smith of Wabash, Stone, Stuntz, Turley, Turney, Voris, Watkins, Wilson, and Wood—43.

In the negative,

Messrs. Bently, Davidson, Davis, Diarman, Douglass, Dubois, English, Galbreath, Hankins, Happy, Hardin, Harris, Hinshaw, Hunt, Lagow, Lane, Leary, McMurtry, Minor, Morton, Paullen, Reddick, Stuart, Thompson, Walker of Cook, Walker of Morgan, Webb, Wheeler, Whitten, Witt and Mr. Speaker—29.

Ordered, That the title of the bill be as aforesaid, that the Clerk inform the Senate thereof and ask their concurrence therein.

Message from the Senate, by Mr. Thomas their Secretary. Mr. Speaker:

The Senate have adopted the following resolution, viz:

Resolved, by the Senate, (the House of Representatives concurring herein,) That a joint select committe be appointed to prepare and report a bill prescribing the time of holding courts in the 6th and 7th Judicial circuits; said committee to consist of one on the part of the Senate and two on the part of the House from each of said Judicial circuits; and have appointed Messrs. Hamlin and Stadden the committee on their part.

In the adoption of which they ask the concurrence of the House of Representatives.

And then he withdrew.

On motion of Mr. Moore of St. Clair,

The committee of the whole House was discharged from a further consideration of the resolutions on the subject of Internal Improvement.

On motion of Mr. Hardin,

Said resolutions were laid upon the table.

On motion of Mr. Hardin,

The committee of the whole House was discharged from the further consideration of the resolutions on the subject of the Public revenue.

The bill, for

"An act to amend an act, entitled an act to incorporate the inhabitants of such towns as may wish to be incorporated,"

Was read a second time, and

On motion of Mr. Dawson,
Referred to the committee on the Judiciary.
The bill for
"An act to locate a State road from Grafton to Wood river,"
Was read the second time, and
On motion of Mr. Smith of Madison,
Referred to a select committee.
Ordered, That Messrs. Smith of Madison, Lane and English, be that committee.
The bill for
"An act to establish the county of Livingston,"
Was read the second time, and

Ordered to be engrossed for a third reading.

And then the House adjourned.

THURSDAY, February 9, 1837.

House met pursuant to adjournment.

Message from the Senate, by Mr. Thomas their Secretary.
MR. SPEAKER:
The Senate have concurred w th the House of Representatives in their amendment to the resolution of the Senate, appointing this day at 2 o'clock, P. M. for the election of a Judge of the 7th Judicial circuit, &c."
And then he withdrew.

Mr. Linder presented the petition of sundry citizens of Edgar for the sale of certain town lots,
Which was read, and
On his motion,
Referred to the committee on Petitions.
Mr. Cullom presented the petition of sundry citizens of Tazewell county for a State road,

The reading of which was,
On his motion,
Dispensed with, and
Referred to the committee on Petitions.

Mr. Bently presented the petition of sundry citizens of Bond and Montgomery counties for a review of a certain State Road,

The reading of which was,
On his motion,
Dispensed with, and
Referred to a select committee.

Ordered That Messrs. Bently, Whitten and Harris be that committee.

Mr. Douglass presented the petitions of sundry citizens of Sangamon county for a division of said county,

And moved to dispense with the reading,
And refer said petitions to the committee on Petitions.

Mr. Lincoln moved its reference to a select committee of five.

The question was then taken upon referring said petitions to the committee on Petitions;

And decided in the negative.

Said petitions were then referred to a select committee of five.

Ordered, That Messrs. Lincoln, Douglass, Dawson, Reddick and Harris be that committee.

Mr. Dawson presented the remonstrances of sundry citizens of Sangamon county against the division of said county,

The reading of which was,
On his motion,
Dispensed with, and
Referred to the same select committee to which the petitions on the same subject were just referred.

Mr. Lane presented the petition of sundry citizens of Greene, Morgan, Macoupin, and Shelby counties, for a certain State road therein named,

The reading of which was,
On his motion,
Dispensed with, and
Referred to a select committee of five.

Ordered, That Messrs. Lane, Turley, Harris, Morton, and Whitten be that committee.

Mr. Minshall presented the petition of sundry citizens of Schuyler county in relation to a certain State road in Schuyler county,

The reading of which was,

On his motion,

Dispensed with, and

Referred to a select committee.

Ordered, That Messrs. Minshall, Richardson and Able be that committee.

Mr. Stuart, from the committee on Petitions, reported a bill for

"An act to locate a State from Pekin via Athens to Springfield;"

Which was twice read, and

Ordered to be engrossed for a third reading.

Mr. Moore of St. Clair, from the committee on Finance, reported a bill for

"An act making appropriations for the years 1837 and 1838;"

Which was read twice, and

On motion of Mr. Moore of St. Clair,

Referred to the committee on Public Accounts and Expenditures.

Mr. Bently, from the committee on Corporations, reported a bill for

"An act to incorporate the Lacon Manufacturing Company;"

Which was read the first time by its title, and

Ordered to a second reading.

Mr. Lagow, from the committee on Commerce and Agriculture, reported a bill for

"An act for the State Bank of Illinois, in conformity to the Constitution of said State;"

Which was read by its title.

The question was then taken on ordering said bill to be read a second time,

And decided in the negative.

Mr. Smith of Wabash, from the committee on Internal Improvements, reported for adoption the following resolution, viz:

Resolved, That the Secretary of the late Board of Canal Commissioners be authorized and required to exhibit to any member of this House, upon his being thereunto requested, all books, papers and vouchers in his hands at Vandalia, relating to the doings and proceedings of the said Board.

Which was agreed to.

Mr. Bently, from the committee on Corporations, reported a bill for

"An act for a State road from Vandalia to Springfield;"

Which was read.

Mr. Bently moved to dispense with the rule of the House and that the bill be now read a second time by its title;

Which was not agreed to.

Ordered to a second reading.

A message from the Senate by Mr. Thomas, their Secretary.

Mr. SPEAKER:

The Senate have concurred with the House of Representatives in the passage of the bill from the House of Representatives, entitled

"An act allowing compensation to Judges and Clerks of elections in certain cases,"

As amended by them,

And ask the concurrence of the House of Representatives in their amendments to said bill.

They have amended the title of said bill by striking out the words "Judges and Clerks of elections," and inserting "Sheriffs and Clerks" in lieu thereof, and also ask the concurrence of the House of Representatives in their said amendment to to the title of said bill.

And then he withdrew.

Mr. Edmonston, from the committee on Propositions and Grievances, reported a bill for

"An act to locate a State road in McDonough county;"

Which was read twice, and

Ordered to be engrossed for a third reading.

Mr. Edwards, from the committee on Corporations, to which was referred the bill for

"An act to incorporate the Mackinaw and Illinois Canal Company,"

Reported the same back without amendment.

Ordered to be engrossed for a third reading.

Mr. Craig, from the committee on Corporations, reported a bill for

"An act to incorporate the Bellvidere College;"

Which was read twice, and

On motion of Mr. Craig,

Referred to the committee on Internal Improvements.

Mr. Harris from the committee on the Militia reported a bill for

"An act to incorporate the Central Theological Seminary;"

Which was read twice, and

On his motion,

Referred to the committee on Corporations.

Mr. Dubois, from the committee on Corporations, to which was referred the bill for

"An act to incorporate the Hennepin Bridge Company,"

Reported the same back without amendment.

Ordered to be engrossed for a third reading.

Mr. Smith of Madison, from the committee on Public Accounts and Expenditures, reported a bill for

"An act to incorporate the Chippewa and Dry Dock Company,"

Which was read twice, and

On his motion,

Referred to the committee on Corporations.

Mr. Madden from the committee on Enrolled bills, reported as correctly enrolled, bills of the following titles, viz:

"An act to locate a State road from Hennepin by Pekin to Springfield."

"An act prescribing the time of holding the circuit court in the county of Washington."

"An act authorizing James Jessup to build a bridge across Skillet Fork."

"An act to incorporate the Mississippi and Illinois Canal Company."

"An act to establish a State road from Peoria to Henderson."

"An act concerning the towns of Mount Vernon, Columbus, Mount Sterling and Salem."

"An act for the relief of the heirs of Mason Paine and Michael Dillow."

"An act to amend an act for the benefit of the widow and heirs of Asa Ledbetter, dec'd."

"An act to locate a State road from Atlas in Pike county, to the south line of Adams county."

"An act to authorize Lyman Wooster and Asher Holmes to build a mill dam across the Kankakee river."

"An act granting a lot of land to the town of Chicago for the burial of the dead."

Mr. Reddick, from the committee on Corporations to which was referred the bill from the Senate, entitled

"An act to incorporate the Mississippi and Illinois Railroad Company,"

Reported the same back to the House without amendment.

Ordered to a third reading.

Mr. Stone from the committee on the Judiciary, to which was referred the bill entitled

"An act to authorize Jonathan Harrison to convey real estate,"

Reported the same without amendment.

Ordered to be engrossed for a third reading.

Mr. Moore of McLean, from the committee on Education, reported a bill for

"An act to incorporate the Waynesville Seminary;"

Which was read twice, and

On his motion,

Referred to the committee on Corporations.

A message from the Senate by Mr. Thomas, their Secretary.

Mr. SPEAKER:

The Senate have passed bills of the following titles, viz:

"An act to incorporate the Washington Academy."

"An act to incorporate the Dixon Hotel Company."

"An act concerning the public revenue of the county of Warren."

"An act to re-locate a certain State road therein named."

"An act concerning the corporate powers of the President and Trustees of the town of Carrolton."

"An act concerning the town of Monmouth in Warren county."

"An act to authorize Samuel Evans to build a toll bridge over Salt creek."

"An act to incorporate the Washington Manufacturing Company."

"An act declaring McKee's creek, in Pike county, a navigable stream."

"An act to locate a State road from Commerce in Hancock county to Farmington in Fulton county."

"An act to incorporate the town of Juliet, and define its boundaries." And

"An act for altering the boundaris of Ogle county, and for other purposes."

In the passage of which several bills, they ask the concurrence of the House of Representatives.

They have concurred with the House of Representatives in the passage of the bill, entitled

"An act to authorize John W. Spencer and David B. Sears to build a mill dam across Rock-Island Slough."

They have also concurred with the House of Representatives in the passage of the bill, entitled

"An act to incorporate the Jacksonville Mechanics' Union,"

As amended by them,

And ask the concurrence of the House of Representatives in the amendments of the Senate to said bill.

They ask the appointment of a committee of Conference on the disagreeing votes of the two Houses on the amendments of the House of Representatives to the amendments of the Senate to the bill from the House of Representatives entitled

"An act to incorporate the Quincy Academy,"

And have appointed Messrs. Browning and Mitchell the committee on their part.

And then he withdrew.

Mr. Leary, from the committee on the Judiciary, reported a bill for

"An act to amend an act entitled an act to incorporate the Franklin Manual Labor College, approved Jan. 16, 1836;"

Which was twice read, and

Ordered that the bill be engrossed and read a third time.

Mr. Barnett from the select committee to which was referred the bill, for

"An act to repeal an act, entitled an act, declaring the Big Vermilion a navigable stream, and for other purposes,"

Reported a substitute,

Which was read and concurred in.

Ordered to be engrossed for a third reading.

Mr. Stuart, from the select committee to which was referred the bill from the Senate, entitled

"An act to incorporate the Hanover College, in Tazewell county,"

Reported the same back to the House without amendment.

Ordered to a third reading.

Mr. Murphy of Perry, from the select committee to which was referred the bill from the Senate, entitled

"An act for the relief of Elizabeth Rice, late Elizabeth Buxton,"

Reported the same without amendment.

Ordered to a third reading.

Mr. Harris, from the select committee to which was referred the bill for

"An act for the relief of the Clerk of the county commissioners court of Franklin county,"

Reported the same back to the House without amendment.

Ordered to be engrossed.

Mr. Logan, from the select committee to which was referred a certain petition, reported a bill for

"An act for the relief of John Deason and Benjamin Henderson,"

Which was read, and

Ordered to a second reading.

Mr. Douglass from the select committee to which was referred the bill for

"An act to incorporate the Peoria Hotel Company."

Reported the same back to the House with sundry amendments;

Which were read.

Mr. Hardin called for a division of the question, so as to take the question upon the last amendment separately.

The question was then taken upon all the other amendments,

And concurred in.

The question was then taken upon adding an additional section,

And decided in the affirmative, by yeas and nays, upon the call of Messsrs. Bently and Morton, as follow, viz:

In the affirmative,

Messrs. Bently, Courtright, Crain, Davidson, Davis, Dement, Diarman, Dollins, Douglass, Edmonston, English, Galbreath, Green of Clay, Hankins, Happy, Harris, Hinshaw, Huey, Lagow, Leary, Linder, Logan, McCown, McClernand, Madden, Minor, Moore of McLean, Morton, Murphy of Perry, Naper, Odam, Paullen, Smith of Wabash, Turney, Walker of Cook, Walker of Morgan, Whitten, Witt and Mr. Speaker—41.

In the negative,

Messrs. Atwater, Charles, Craig, Cullom, Dawson, Dubois, Dunbar, Edwards, Elkin, Green of St. Clair, Hardin, Hunt, Lane, Lincoln, McCormick, McMurtry, Minshall, Moore of St. Clair, Oneille, Pace, Rawalt, Scarborough, Shields, Smith of Madison, Stone, Stuart, Stuntz, Thompson, Turley, Voris, Watkins, and Wilson Wood—32.

Ordered to be engrossed for a third reading.

Mr. Cullom, from the select committee to which was re-

ferred the petition of sundry citizens of Tazewell county, reported a bill for

"An act to locate a State road from Wesley city to Bloomington,"

Which was read twice, and

On motion of Mr. Moore of McLean,

Referred to a select committee.

Ordered, That Messrs. Moore of McLean, Hinshaw and Stuart, be that committee.

Mr. Craig from the select committee to which was referred a certain petition, reported a bill for

"An act to create certain counties therein named,"

Which was read twice, and

On motion of Mr. Leary,

Referred to a select committee offive.

Ordered That Messrs. Leary, Craig, Walker of Cook, Madden and Green of St. Clair, be that committee.

Mr. Dement, from the select committee to which was referred the bill for

"An act providing for the payment of an appropriation made to Franklin and Jackson counties, approved February 15th, 1827,"

Reported the same without amendment.

Ordered to be engrossed for a third reading.

Mr. Atwater from the select committee to which was referred the engrossed bill for

"An act to locate certain State roads therein named,"

Reported the same with an amendment,

Which was read and concurred in.

The bill then passed.

Ordered, That the title of the bill be as aforesaid, that the clerk carry said bill to the Senate and ask their concurrence therein.

Mr. McClernand from the select committee to which was referred a certain petition, reported a bill for

"An act to incorporate New Haven, in Gallatin and White counties,"

Which was twice read, and

On motion of Mr. Webb,

Referred to a select committee.

Ordered That Messrs. Webb, McClernand and Watkins, be that committee.

Mr. Dubois moved that the House adjourn,

Which was not agreed to.

On motion of Mr. Courtright,

The rule of the House for new business was suspended one hour.

Mr. Moore of St. Clair, from the select committe to which was referred the bill from the Senate, entitled

"An act to locate a State road from Chester to Belleville,"

Reported the same back to the House with amendments,

Which were read and concurred in.

Ordered to a third reading.

On motion of Mr. Moore of St. Clair,

The rule of the House was dispensed with, and said bill was read a third time by its title,

The bill then passed.

Ordered, That the title of the bill be as aforesaid, that the Clerk inform the Senate thereof, and ask their concurrence in the amendments of the House to said bill.

Mr. Hardin, from the select committee to which was referred the bill for

"An act to incorporate the Beardstown Improvement company,"

Reported the same back to the House with an amendment,

Which was read and concurred in.

Ordered to be engrossed for a third reading.

Mr. Huey, from the select committee to which was referred the bill from the Senate, entitled

"An act to amend an act, entitled an act to incorporate the Carlyle Bridge Company,"

Reported the same with amendments,

Which were read and concurred in.

Ordered to a third reading.

Mr. Courtright, from the select committee to which was referred the bill for

"An act to locate a State road from the Indiana line, north west in a direction to Mineral Point,"

Reported the same with amendments

Which were read and concurred in.

Ordered to be engrossed for a third reading.

Mr. Stuart, from the select committee to which was referred the bill for

"An act to authorize Benjamin Kellogg to erect a toll bridge across the Mackinaw river in Tazewell county,"

Reported the same with an amendment,
Which was read and concurred in.
Ordered to be engrossed for a third reading.

Mr. Turley from the select committee to which was referred the bill entitled

"An act to incorporate the Essex steam mill company,"
Reported the same without amendment.
Ordered to be engrossed for a third reading.

Mr. Harris, from the select committee to which was referred the bill from the Senate, entitled

"An act for the relief of the Sheriff of Shelby county,"
Reported the same without amendment.
Ordered to a third reading.

Mr. Moore of St. Clair, from the select committee to which was referred the bill, entitled

"An act to locate a State road from Chester, in Randolph county, to Waterloo,"
Reported the same without amendment.
Ordered to be engrossed for a third reading.

Mr. Hardin, from the select committee to which was referred the bill from the Senate, entitled

"An act to incorporate the towns therein named, and for other purposes,"
Reported the same with amendments,
Which were read and concurred in.
The bill then passed as amended.
Ordered, That the title of the bill be as aforesaid, that the Clerk inform the Senate thereof, and ask their concurrence in the amendment of the House to said bill.

Mr. Paullen, from the select committee to which was referred the bill from the Senate, entitled

"An act to locate a State road from opposite Clarksville at the ferry in Calhoun county, to intersect the State road near Pittsfield in Pike county,"
Reported the same without amendment.
Ordered to a third reading.

Mr. Douglass, from the select committee to which was referred the bill, entitled

"An act to prevent the circulation of Bank notes of a less denomination than five dollars in this State,"
Reported the same with an amendment,
Which was read.
And then the House adjourned until 2 o'clock, P. M.

2 o'clock, P. M.

House met pursuant to adjournment.

The Senate preceded by their Speaker, appeared in the Hall of the House of Representatives in pursuance of a joint resolution, for the purpose of electing a Judge in the seventh Judicial circuit, and State's attorneys for the 1st, 6th and 7th Judicial circuits.

Messrs. Hacker of the Senate, and Stone of the House of Representatives, were appointed tellers.

The two Houses then proceeded to elect by ballot a Judge for the seventh Judicial circuit, and upon examination it appeared that John Pearson received ninety six votes, scattering nineteen votes.

John Pearson having received a majority of all the votes given, was declared by the Speaker of the House of Representatives, duly elected Judge of the seventh Judicial circuit for the State of Illinois.

The vote being then taken *viva voce* for State's Attorney for the 1st Judicial circuit, David Prickett received one hundred and eight votes, scattering nine votes.

David Prickett having received a majority of all the votes given, was declared, by the Speaker of the House of Representatives, duly elected State s Attorney for the first Judicial circuit.

Those who voted for Mr. Prickett, are

Messrs. Allen of Greene, Allen of McLean, Bond, Borough, Browning, Butler, Craig, Edwards, Fletcher, Hackelton, Hacker, Hamlin, Lane, Maxwell, Mitchell, Murray, Noel, Orear, Owen, Parker, Parish, Pruyne, Reiley, Ross, Stadden, Turney, Vance, Warren, Weatherford, Whiteside of Pope, Wight, Wood, and Mr. Speaker of the Senate, and

Messrs. Able, Aldrich, Atwater, Ball, Barnett, Bently, Carpenter, Charles, Courtright, Craig, Crain, Cullom, Davidson, Davis, Dawson, Dement, Diarman, Dollins, Douglass, Edmonston, Edwards, Elkin, English, Galbreath, Green of Clay, Hankins, Happy, Hardin, Harris, Hinshaw, Huey, Hunt, Lagow, Lane, Leary, Lincoln, Logan, McCown, McClernand, McMurtry, Madden, Marrs, Minor, Minshall, Moore of McLean, Moore of St. Clair, Morton, Murphy of Perry, Naper, Odam, Oneille, Pace, Paullen, Rawalt, Reddick, Richardson, Shields, Smith of Madison, Smith of Wabash, Stone, Stuart, Stuntz, Thompson, Turley, Turney, Voris, Walker of Cook, Walker of Mor-

gan, Watkins, Webb, Wheeler, Whitten, Wilson, Witt, and Mr. Speaker of the House of Representatives.---108.

Mr. Herndon, voted for J. B. Thomas, Jr.

Mr. Mills voted for Mr. Maxwell.

Mr. Dubois voted for Mr. Hardin.

Mr. Dunbar voted for Mr. Dubois.

Mr. McCormick voted for Mr. Douglass.

Mr. Linder voted for Mr. Richardson.

Mr. Murphy of Vermilion voted for Mr. Scarborough.

Mr. Scarborough voted for Mr. Dunbar.

Mr. Wood of the House, voted for Mr. Pace.

The two Houses then proceeded to the election of a State's Attorney for the sixth Judicial Circuit, when Edward Southwick received seventy one votes, John Starks forty two votes, scattering three.

Those who voted for Mr. Southwick were

Messrs. Allen of Greene, Craig, Fletcher, Hacker, Maxwell, Mitchell, Noel, Parrish, Stadden, Turney, Vance, Warren and Weatherford, of the Senate, and

Messrs. Able, Ball, Barnett, Bently, Carpenter, Courtright, Crain, Cullom, Davidson, Davis, Dement, Diarman, Dollins, Douglass, Dunbar, Edmonston, English, Green of Clay, Hankins, Happy, Harris, Hinshaw, Huey, Hunt, Lagow, Lane, Leary, Linder, Logan, McCormick, McCown, McClernand, Madden, Marrs, Minor, Moore of McLean, Morton, Murphy of Perry, Murphy of Vermilion, Naper, Odam, Paullen, Reddick, Richardson, Scarborough, Shields, Smith of Madison, Smith of Wabash, Turley, Turney, Walker of Cook, Walker of Morgan, Wheeler, Whitten, Wilson, Witt, Wood and Mr. Speaker—71.

Those who voted for Mr. Stark, were

Messrs. Bond, Borough, Browning, Butler, Edwards, Hackelton, Hamlin, Herndon, Lane, Mills, Murray, Orear, Owen, Parker, Pruyne, Reiley, Ross, Whiteside of Pope, Wight, Wood and Mr. Speaker, of the Senate, and

Messrs. Aldrich, Atwater, Charles, Craig, Dawson, Dubois, Edwards, Elkin, Galbreath, Hardin, Lincoln, McMurtry, Minshall, Moore of St. Clair, Oneille, Rawalt, Stone, Stuntz, Thompson, Voris, and Webb, of the House—42.

Mr. Allen of McLean, voted for Mr. Mitchell.

Messrs. Pace and Stuart, voted for Mr. Ballance.

Mr. Southwick having received a majority of all the votes given, was declared by the Speaker of the House of Representatives, duly elected State's attorney for the sixth Judicial Circuit of the State of Illinois.

The two Houses then proceeded to the election of States Attorney for the seventh Judicial circuit, when Albert G. Leary received ninety votes, Adam Y. Smith fourteen votes, scattering eight votes.

Those who voted for Mr. Leary, were

Messrs. Allen of Greene, Browning, Butler, Edwards, Hackelton, Hacker, Mills, Murray, Noel, Owen, Parker, Parrish, Pruyne, Reiley, Ross, Stadden, Turney, Vance, Warren, Weathersford, Whiteside of Pope, Wood and Mr. Speaker, of the Senate, and

Messrs. Able, Aldrich, Atwater, Ball, Barnet, Carpenter, Charles, Courtright, Crain, Davidson, Davis, Dawson, Dement, Diarman, Dollins, Douglass, Dunbar, Edwards, Elkin, English, Galbreath, Green of Clay, Hankins, Happy, Hardin, Harris, Hinshaw, Huey, Hunt, Lagow, Lincoln, Linder, Logan, McCormick, McCown, McClernand, McMurtry, Madden, Marts, Minor, Moore of McLean, Moore of St. Clair, Morton, Murphy of Perry, Naper, Odam, Pace, Paullen, Rawalt, Reddick, Scarborough, Shields, Smith of Madison, Smith of Wabash, Stone, Stuart, Stuntz, Thompson, Turley, Turney, Voris, Walker of Cook, Walker of Morgan, Webb, Whitten, Witt, and Mr. Speaker, of the House of Representatives—90.

Those who voted for Mr. Smith were,

Messrs Allen of McLean, Borough, Craig, Hamlin, Lane and Wight, of the Senate, and

Messrs. Bently, Craig, Cullom, Dubois, Edmonston, Minshall, Oneille, and Wilson, of the House—14.

Mr. Bond voted for Mr. Grant.

Messrs. Maxwell and Mitchell voted for Mr. Leland.

Messrs. Lane of the House, and Murphy of Vermilion, voted for Mr. Wheeler.

Mr. Richardson voted for Mr. Linder.

Mr. Wheeler voted for Mr. Lane.

Mr. Wood of the House voted for Mr. Enloe.

Mr. Leary having received a majority of all the votes given, was declared by the Speaker of the House of Representatives, duly elected State's Attorney for the 7th Judicial Circuit of the State of Illinois.

The Senate then withdrew.

Mr. Douglass moved that the House adjourn,

Which was decided in the affirmative by yeas and nays, upon the call of Messrs. Morton and Rawalt, as follow, viz:

In the affirmative,

Messrs. Able, Aldrich, Atwater, Ball, Bently, Carpenter, Charles, Courtright, Crain, Cullom, Davis, Dement, Diarman, Dollins, Douglass, Dubois, Dunbar, Edmonston, Elkin, Eng-

lish, Lagow, Lane, Linder, McCormick, McCown, McClernand, Madden, Minor, Minshall, Moore of St. Clair, Murphy of Vermilion, Naper, Odam, Oneille, Reddick, Richardson, Scarborough, Shields, Smith of Madison, Smith of Wabash, Stone, Turley, Voris, Walker of Morgan, Webb, Wheeler, Wilson and Wood—48.

In the negative,

Messrs. Craig, Davidson, Dawson, Edwards, Hankins, Happy, Hardin, Harris, Hinshaw, Huey, Hunt, Leary, Lincoln, Logan, McMurtry, Marrs, Moore of McLean, Morton, Murphy of Perry, Pace, Paullen, Rawalt, Stuart, Stuntz, Thompson, Turney, Walker of Cook, Whitten, Witt and Mr. Speaker—30.

FRIDAY, February 10, 1837.

The House met pursuant to adjournment.

The question pending yesterday forenoon, when the House adjourned, being on the amendment reported by the select committee to the bill, entitled

"An act to prevent the circulation of Bank notes of a less denomination than five dollars."

Mr. Hardin moved to amend the amendment by inserting after the words "approved Feb. 12th, 1835," the words "or the Bank of Illinois at Shawneetown;"

Which was decided in the affirmative, by yeas and nays, upon the call of Messrs. Bently and Witt, as follow to wit:

In the affirmative,

Messrs. Able, Aldrich, Barnett, Bently, Carpenter, Charles, Courtright, Craig, Cullom, Davidson, Davis, Dawson, Diarman, Dollins, Douglass, Dubois, Dunbar, Edmonston, Elkin, English, Enloe, Galbreath, Green of St. Clair, Happy, Hardin, Harris, Hinshaw, Huey, Hunt, Lagow, Lane, Leary, Madden, Minor, Minshall, Moore of McLean, Morton, Murphy of Perry, Naper, Odam, Oneille, Paullen, Scarborough, Shields, Smith of Madison, Smith of Wabash, Stuart, Stuntz,

Thompson, Turley, Turney, Voris, Walker of Morgan, Wheeler, Whitten, Witt and Mr. Speaker—57.

In the negative,

Messrs. Atwater, Lincoln, McCown, McMurtry, Pace, Rawalt, Reddick, Richardson, Stone, Walker of Cook, Watkins, Webb, and Wood—13.

Mr. Moore of St. Clair moved to strike out all after the words "in this State."

Mr. Wood moved to lay the bill and amendments on the table;

Which was decided in the negative by yeas and nays upon the call of Messrs. Bently and Douglass, as follow, to wit:

In the affirmative,

Messrs. Aldrich, Atwater, Craig, Dawson, Edwards, Galbreath, Hunt, Lincoln, McCown, Oneille, Rawalt, Smith of Madison, Stone, Stuart, Voris, Watkins, Wilson, and Witt —18.

In the negative,

Messrs. Able, Ball, Bently, Carpenter, Courtright, Cullom, Davidson, Davis, Dement, Diarman, Dollins, Douglass, Dunbar, Edmonston, Elkin, English, Enloe, Green of St. Clair, Hankins Happy, Hardin, Harris, Hinshaw, Lagow, Leary, Logan, McCormick, McClernand, McMurtry, Madden, Marrs, Minor, Minshall, Moore of McLean, Moore of St. Clair, Morton, Murphy of Perry, Murphy of Vermilion, Naper, Odam, Pace, Paullen, Reddick, Richardson, Shields, Stuntz, Turney, Walker of Cook, Walker of Morgan, Webb, Wheeler, Whitten, and Mr. Speaker—53.

The question was then taken upon the amendment proposed by Mr. Moore of St. Clair,

And decided in the negative by yeas and nays, upon the call of Messrs. Bently and Courtright, as follow, viz:

In the affirmative,

Messrs. Aldrich, Atwater, Carpenter, Craig, Dawson, Edwards, Elkin, Galbreath, Green of St. Clair, Hardin, Hunt, Lincoln, McCormick, McCown, McClernand, McMurtry, Minshall, Moore of St. Clair, Odam, Oneille, Pace, Rawalt, Smith of Madison, Smith of Wabash, Stone, Stuart, Stuntz, Voris, Watkins, Webb, Wilson, and Wood—32.

In the negative,

Messrs. Able, Ball, Bently, Courtright, Cullom, Davidson, Davis, Dement, Diarman, Dollins, Douglass, Dubois, Dunbar, Edmonston, English, Enloe, Hankins, Happy, Harris, Hinshaw, Lagow, Leary, Logan, Madden, Marrs, Minor, Moore

of McLean, Morton, Naper, Paullen, Reddick, Richardson, Shields, Thompson, Turley, Turney, Walker of Cook, Walker of Morgan, Wheeler, Whitten, Witt, and Mr. Speaker—41.

The question was then taken on concurring in the amendment of the select committee as amended,

And decided in the affirmative, by yeas and nays, upon the call of Messrs. Bently and McMurtry, as follow, viz:

In the affirmative,

Messrs. Able, Ball, Barnett, Bently, Carpenter, Courtright, Craig, Cullom, Davidson, Davis, Dement, Diarman, Dollins, Douglass, Dunbar, Edmonston, English, Enloe, Hankins, Happy, Harris, Hinshaw, Huey, Lagow, Leary, Logan, McCown, Marrs, Minor, Minshall, Moore of McLean, Morton, Odam, Oneille, Paullen, Reddick, Shields, Thompson, Turley, Turney, Walker of Cook, Walker of Morgan, Wheeler, Whitten, Witt, and Mr. Speaker—46.

In the negative,

Messrs. Aldrich, Atwater, Charles, Dawson, Dubois, Edwards, Elkin, Galbreath, Hardin, Hunt, Lincoln, McClernand, McCormick, McMurtry, Moore of St. Clair, Murphy of Vermilion, Pace, Rawalt, Richardson, Smith of Madison, Smith of Wabash, Stone, Stuart, Stuntz, Voris, Watkins, Webb, Wilson, and Wood—29.

Mr. Dawson moved to refer said bill to the same select committee to which the bill from the Senate upon the same subject had been referred:

Which was not agreed to.

The bill was then ordered to be engrossed for a third reading, by yeas and nays, upon the call of Messrs. Bently and Douglass, as follow, viz:

In the affirmative,

Messrs. Able, Ball, Barnett, Bently, Carpenter, Courtright Craig, Cullom, Davidson, Davis, Dement, Diarman, Dollins, Douglass, Dunbar, Edmonston, English, Green of St. Clair, Hankins, Happy, Harris, Hinshaw, Huey, Lagow, Leary, Logan, Madden, Marrs, Minor, Moore of McLean, Morton, Murphy of Perry, Paullen, Reddick, Richardson, Shields, Thompson, Turley, Walker of Cook, Walker of Morgan, Wheeler, Whitten, Witt, and Mr. Speaker—44.

In the negative,

Messrs. Aldrich, Atwater, Charles, Dawson, Dubois, Edwards, Elkin, Enloe, Galbreath, Hardin, Hunt, Lane, Lincoln, McCormick, McCown, McClernand, McMurtry, Minshall,

Moore of St. Clair, Murphy of Vermilion, Naper, Odam, Oneille, Pace, Rawalt, Smith of Madison, Smith of Wabash, Stuart, Stuntz, Voris, Watkins, Webb, Wilson and Wood—31.

Message from the Senate, by Mr. Thomas their Secretary.

Mr. Speaker:

The Senate have concurred with the House of Representatives in the passage of the bill, entitled

"An act declaring certain streams therein named navigable,"

As amended by them,

And ask the concurrence of the House of Representatives in their amendment to said bill.

They have amended the title of said bill by inserting the words "in Pope county" after the words therein named.

And also ask the concurrence of the House of Representatives in their amendment to the title of said bill.

And then he withdrew.

Mr. Richardson presented the petition of sundry citizens, owners of lots in the town of Mount Sterling, for an addition to said town,

The reading of which was,

On his motion,

Dispensed with, and

Referred to the committee on the Judiciary.

Mr. Madden from the Committee on Enrolled Bills, reported that they had this day laid before the Council of Revision bills of the following titles, viz:

"An act authorizing James Jessup to build a toll bridge across Skillet Fork."

"An act prescribing the time of holding the circuit court in the county of Washington."

"An act to incorporate the Mississippi and Illinois Canal Company."

"An act to locate a State road from Hennepin by Pekin to Springfield."

"An act concerning the towns of Mount Vernon, Columbus, Mount Sterling and Salem."

"An act to establish a State road from Peoria to Hendersonville."

"An act for the relief of the heirs of Mason Paine and Michael Dillow."

"An act to amend an act for the benefit of the widow and heirs of Asa Ledbetter, dec'd."

"An act granting a lot of land to the town of Chicago for the burial of the dead."

"An act to authorize Lyman Wooster and Asher Holmes to build a mill dam across the Kankakee river."

"An act to locate a State road from Atlas in Pike county, to the south line of Adams county."

They also reported as correctly enrolled bills of the following titles, viz:

"An act to incorporate the Rock-Island City Bridge Company."

"An act to authorize John W. Spencer and David B. Sears to build a mill dam across Rock-Island Slough."

"An act to amend an act for the limitation of actions and for avoiding vexatious law suits."

"An act to locate a State road from Galena to Beardstown."

Mr. Smith of Madison presented the remonstrance of sundry citizens of Madison and Bond counties against any alteration of a certain State Road therein named,

The reading of which was,

On his motion,

Dispensed with, and

Referred to the same select committee to which were referred petitions upon the subject of such alteration.

Mr. Craig presented the petition and remonstrance of sundry citizens of Winnebago county for and against the removal of the county seat of said county,

The reading of which was,

On his motion,

Dispensed with, and

Referred to the same select committee to which was referred the bill upon the same subject.

Mr. Whitten presented the petition of sundry citizens of Shelby and other counties, praying the formation of a new county out of Shelby, Montgomery, and Sangamon counties,

The reading of which was,

On his motion,

Dispensed with, and

Referred to the same select committee to which were referred other petitions on the same subject.

Mr. Hunt presented the petition of sundry citizens of Edwards county, praying for a State Road therein named,

The reading of which was,
On his motion,
Dispensed with, and
Referred to a select committee.
Ordered, That Messrs. Hunt, McCown, and Davidson be that committee.

A message from the Senate by Mr. Thomas, their Secretary.
Mr. SPEAKER:—
The Senate have passed bills of the following titles, viz:
"An act to incorporate the Saint Mary's College."
"An act to incorporate the Madison Mining, Manufacturing and Exporting Company."
In the passage of which several bills they ask the concurrence of the House of Representatives.
They have concurred with the House of Representatives in the passage of bills of the following titles, viz:
"An act to incorporate the Danville and Covington Rail road Company."
"An act to revive and continue in force an act therein named."
"An act to locate a State road from Liberty to Pinckneyville." And
"An act to locate a State road from Darwin to New Richmond, in Clark county."
They do not concur with the House of Representatives in the adoption of the resolution, having for its object the appointment of a joint select committee to enquire into the expediency of submitting to the people of this State at their next general election, the propriety of calling a convention to revise and amend the Constitution of this State.
And then he withdrew.

Mr. Wheeler, from the committee on Petitions, reported a bill for
"An act to incorporate the New Canton and Piketon Railroad Company;"
Which was read twice, and
On motion of Mr. Webb,
Referred to the committee on Corporations.
Mr. Stuart, from the committee on Petitions to which was referred a certain petition, reported a bill for

"An act to locate a State road from Westly city to Mackinaw town in Tazewell county;"

Which was twice read, and

Ordered to be engrossed for a third reading.

Mr. Dubois, from the committee on Corporations, reported a bill for

"An act supplemental to an act to incorporate the Chicago and Vincennes Rail-road Company, approved Jan. 17th, 1835."

Which was twice read, and

Ordered to be engrossed.

Mr. Bently, from the committee on Corporations, to which was referred the bill for

"An act to incorporate the Waynesville Seminary,"

Reported the same back to the House without amendment.

Ordered to be engrossed.

Mr. Lincoln, from the committee on Finance, reported a bill for

"An act to re-locate part of the State road leading from Springfield to Lewiston;"

Which was read twice, and

Ordered to be engrossed.

Mr. Bently, from the committee on Corporations, to which was referred the bill for

"An act to incorporate the Fairfield Library Company,"

Reported the same back without amendment.

Ordered to be engrossed.

Mr. Witt from the committee on Roads and Canals, to which was referred the bill from the Senate, entitled

"An act to provide for paying contractors upon the Illinois and Michigan Canal,"

Reported the same without amendment,

Ordered to a third reading.

Said committee also, in pursuance of the instructions referred to them with the bill, made a special report, as follows, viz:

The Committee on Roads and Canals to whom was referred a bill, entitled

"An act to provide for paying contractors upon the Illinois and Michigan Canal,"

With the following instructions, to wit:

To enquire whether any money is due to contractors under the terms of their contracts, beg leave to

REPORT,

That they have examined the contracts on file in the Auditors office, and find embodied therein the following provisions for the payment of contractors, to wit:

"And it is further agreed, that whenever this contract, in the opinion of the Chief Engineer for the time being, shall be completely performed on the part of the said contractor, the said Engineer shall certify the same in writing, under his hand, together with his estimate as aforesaid; and the said Commissioner shall within sixty days after notice of such certificate pay to the said," &c.

By which it appears that no moneys can be due to contractors by the terms of the contracts, until the entire completion thereof, the work accepted by the chief Engineer, a certificate of the same made out in writing under his hand, and sixty days after notice of said certificate to the acting commissioners.

Your committee in order to ascertain whether the acting commissioner has been notified of any such certificate by any contractor, and if so, the number of contracts finished and the amount due, propounded the following interrogatory to W. B. Archer the late acting commissioner.

Have you or have you not received any notice or notices in writing, under the hand of the Chief Engineer of the Illinois and Michigan canal, certifying that any contracts on said Illinois and Michigan Canal had been completely performed, which have not yet been paid; if so, what contracts, and what amount is due?

To which was returned the following answer:

No notice or notices in writing from the chief Engineer, of the completion of any job or fulfilment of any contract on said canal has been received by me, nor is it all probable that any job has been finished.

The contracts made require that the whole work undertaken and specified to be done, shall be wholly finished before the money or any part, can be strictly due, but the enquiry was made by the contractors, and at the time it was strongly insisted on, that payments should be made during the pro-

gress of the work. It was not so stated in the contract, but the board said that estimates and particular payments should in all probability be made monthly, and considering that contractors could not well progress without aid, and that the interest of the State was promoted, estimates and payments have been regularly made monthly, retaining the per cent. stated in our report.

All contractors have been paid up to the first of December, and an arrangement made to have them paid up to the first of January, since which time the work has progressed well, and a considerable sum might be considered due now to the contractors which would aid them much, and the true interest of the State be promoted by advancing the same.

W. B. ARCHER.

Thus it appears that no notice of the completion of any job or contract on the Illinois and Michigan Canal, has as yet been given to the late acting commissioner of said canal. The conclusion therefore is unavoidable, that no money is, under the terms of their contracts, due to any contractor on said canal, nor indeed can be until the contract is entirely completed, such completion certified by the chief Engineer, and sixty days after notice of said certificate to the acting Commissioner. Such is the result of your committee's investigation: That no money can possibly be due to any contractor or contractors under the terms of their contract.

Mr. Stuart, from the select committee to which was referred the bill for

"An act to locate a State road from Wesley city to Bloomington,"

Reported the same back to the House with sundry amendments;

Which were read and concurred in.

Ordered to be engrossed as amended.

Mr. English, from the select committee to which was referred the bill, entitled

"An act to incorporate the Carrolton and Bluffdale Railroad or Turnpike Road Company,"

Reported the same back to the House without amendment.

Ordered to be engrossed.

Mr. Dunbar, from the select committee to which was referred the bill from the Senate, entitled

"An act to re-locate a part of the State road from Charleston to Paris,"

Reported the same with an amendment.

Which was read and concurred in.

Ordered to a third reading as amended.

Mr. Paullen, from the select committee to which was referred the bill from the Senate, entitled

"An act to incorporate the Pike County Mutual Fire Insurance Company,"

Reported the same without amendment.

Ordered to a third reading.

Mr. Webb, from the select committee to which was referred the bill for

"An act to incorporate New Haven, in Gallatin and White counties,"

Reported the same with amendments,

Which were read and concurred in.

Ordered to be engrossed for a third reading as amended.

Mr. English, from the select committee to which was referred the engrossed bill, entitled

"An act to incorporate the town of Grafton,"

Reported the same with amendments.

Which were read and concurred in.

The bill then passed as amended.

Ordered, That the title of the bill be as aforesaid, that the Clerk carry said bill to the Senate, and ask their concurrence therein.

Mr. Naper, from the select committee to which was referred a certain petition, reported a bill for

"An to incorporate the Chicago and Fox River Turnpike Road Company,"

Which was twice read, and

Ordered to be engrossed for a third reading.

Mr. Smith of Madison, from the select committee to which was referred the bill from the Senate, entitled

"An act for the relief of Reni Paul,"

Reported the same with an amendment,

When,

On motion,

The House adjourned until 2 o'clock, P. M.

2 o'clock, P. M.

House met pursuant to adjournment.

Message from the council of Revision by Mr. Owings, their Secretary.

Mr. Speaker:—

The Council of Revision have approved of bills of the following titles viz:

'An act to establish a State road from Peoria to Hendersonville.'

'An act to authorize James Jessup to build a bridge across the Skillet Fork."

'An act to locate a State road from Hennepin by Pekin to Springfield.' And

'An act concerning the towns of Mount Vernon, Columbus, Mount Sterling, and Salem.'

And then he withdrew.

Message from the Senate, by Mr. Thomas their Secretary.

Mr. Speaker:

The Senate have concurred concurred with the House of Representatives in their amendments to the bills from the Senate of the following titles, viz:

"An act to incorporate the Illinois Beet Sugar Manufacturing Company."

"An act for the erecting a Recorder's and Clerk's office in Sangamon county."

"An act to organize Henry county."

"An act to locate a State road from Equality to Vienna."

"An act to incorporate the Jo Daviess Marine and Fire Insurance Company,"

"An act to authorize George W. Dole and others to build a toll bridge across Little Calumet."

"An act relative to section 16, township 17 north of range 9 west of the third principal meridian."

They have also concurred with the House of Representatives in their amendment to the resolution in relation to the adjournment of the present General Assembly, *sine die*, &c.

And then he withdrew.

Mr. Murphy of Vermilion moved that the committee of the Whole House be discharged from the further consideration of the bill, entitled

"An act to amend and reduce into one the several acts concerning the public revenue,"

Which was not agreed to.

The House then resolved itself into a committee of the Whole House upon the said bill,

And after some time spent therein,

Mr. Speaker resumed the Chair, and

Mr. Shields reported that the committee of the Whole House had, according to order, had said bill under consideration, and made an amendment thereto, in which they ask the concurrence of the House,

When,

On motion of Mr. Dawson,

Said bill and report were laid on the table.

Mr. Shields moved that the House adjourn,

Which was not agreed to.

Mr. Madden, from the committee on Enrolled Bills, reported as correctly enrolled bills of the following titles, viz:

"An act to amend an act to regulate the apprehension of offenders, and for other purposes, approved January 6, 1827."

"An act forming a Justice's District in the county of Edgar."

"An act incorporating the Monroe Mining Manufacturing and Exporting Company."

"An act to incorporate the Trustees of Peoria Academy."

Mr. Madden also reported that he had this day laid before the Council of Revision bills of the following titles, viz:

"An act to incorporate the Rock-Island City Bridge Company."

"An act to authorize John W. Spencer and David B. Sears to build a mill dam across Rock-Island Slough."

"An act to amend an act entitled an act for the limitation of actions and for avoiding vexatious law suits." And

"An act to locate a State Road from Galena to Beardstown."

On motion of Mr. Dawson,

The rule of the House was dispensed with, and leave given him to offer for adoption the following resolution, viz:

Resolved, That the committee on Finance be instructed to ascertain the amount of revenue the State annually receives under the present revenue laws, and whether the amount so

received is sufficient to defray the current expenses of the State.

Which was agreed to.

On motion of Mr. Smith of Wabash,

The bill, entitled

"An act to amend an act for the construction of the Illinois and Michigan Canal, approved 9th January, 1836,"

Heretofore laid on the table,

Was taken up,

When,

On motion,

The House adjourned.

SATURDAY, February 11, 1837.

House met pursuant to adjournment.

The question pending yesterday forenoon when the House adjourned being upon the amendments proposed by a select committee to the bill from the Senate, entitled

"An act for the relief of Reni Paul,"

Again coming up for consideration,

On motion of Mr. Elkin,

The amendments proposed by the select committee were amended by adding the following words viz:

To be paid out of the Canal fund as provided in the first section of this act,

When,

On motion of Mr. McClernand,

Said bill and proposed amendments, were referred to a select committee.

Ordered, That Messrs. McClernand, Smith of Madison and Voris, be that committee.

Mr. Turney from the committee on Internal Improvements reported a bill for

"An act concerning Wayne county,"

Which was twice read, and

Ordered to be engrossed.

Mr. Lane, from the committee on Corporations, reported a bill for

"An act to construct the Grand Pass Canal."

Ordered to be engrossed.

Mr. Bently from the committee on Propositions and Grievances reported a bill for

"An act for the benefit of McLean county,"

Which was twice read, and

On motion of Mr. Webb,

Referred to the committee on Finance.

Mr. Dubois from the committee on Corporations, to which was referred the bill for

"An act to incorporate the Shokokon and Rushville rail road Company,"

Reported the same back to the House without amendment.

Ordered to be engrossed for a third reading.

Mr. Dawson from the committee on Internal Improvements reported a bill for

"An act to extend the corporate powers of the town of Springfield,"

Which was twice read, and

On motion of Mr. Edwards,

Referred to a select committee.

Ordered That Messrs. Edwards, Dawson and Elkin, be that committee.

Mr. Shields from the committee on Elections to which was referred the bill from the Senate, entitled

"An act to amend an act entitled, an act establishing the courts of county commissioners," approved March 22, 1819,

Reported the same back to the House without amendment.

Ordered to a third reading.

Mr. Harris from the committee on the Militia made the following report, viz:

That they have had the subject of the militia under consideration, and are fully impressed with the necessity of an improvement in our militia system, in order to obtain a more perfect discipline and organization. It is the opinion of your committee that our present laws on this subject are radically defective, and inadequate to accomplish the object desired. A revision of the militia laws seems to be generally called for, as fer as your committee are informed, and nothing has pre-

vented your committee from undertaking the performance of this duty, but the consideration that the magnitude and difficulties of the task seem to invite more mature deliberation, and greater care than can be bestowed upon it, during a session of the Legislature. Your committee therefore recommend the adoption of the following resolution:

Resolved by the General Assembly of the State of Illinois, That Jacob Fry, of Greene county, Moses M. Rawlings, of Gallatin county, Isaac P. Walker of Vermilion county, G. W. P. Maxwell of Schuyler county, and James Semple of Madison county, be and they are hereby constituted a board of officers whose duty it shall be to meet at the town of Vandalia, on the first Monday in October next, and proceed to revise the Militia laws of Illinois, and that they report their proceedings to the next session of the General Assembly.

The said Board or a majority of them, shall continue their session from day to day until they shall make a complete revision of the militia laws of this State, which shall conform in all respects to the acts of Congress now in force on the subject of the organization and government of the militia, and the members of the said board shall receive for their services, such compensation as shall be deemed reasonable by the next session of the General Assembly.

Mr. McCown moved to refer the report and resolution to a select committee,

Which was not agreed to.

Mr. McCormick moved a reference to the committee on the Militia,

Which was decided in the negative.

Mr. Enloe moved to lay the resolution on the table until the 4th day of July next,

Which was decided in the affirmative, by yeas and nays, upon the call of Messrs. Bently and Dubois, as follow to wit:

In the affirmative,

Messrs. Ball, Barnett, Bently, Carpenter, Charles Craig, Crain, Cullom, Dement, Diarman, Dollins, Dougherty, Douglass, Dubois, Dunbar, Elkin, Enloe, Galbreath, Green of Clay, Hankins, Hinshaw, Huey, Hunt, Leary, Logan, McCormick, McCown, Marrs, Minshall, Moore of McLean, Moore of St. Clair, Morton, Murphy of Perry, Murphy of Vermilion, Naper, Oneille, Pace, Paullen, Rawalt, Richardson, Smith of Wabash, Thompson, Voris, Walker of Cook, Walker of Morgan and Whitten—46.

In the negative,

Messrs. Able, Atwater, Cloud, Courtright, Davidson, Davis, Dawson, Edwards, English, French, Happy, Hardin, Harris, Lagow, Lane, Lincoln, McMurtry, Minor, Odam, Scarborough, Shields, Smith of Madison, Stuntz, Turley, Turney, Watkins, Wilson, Witt and Mr. Speaker—29.

Message from the Senate, by Mr. Bush their Assistant Secretary.

Mr. Speaker:

The Senate have concurred with the House of Representatives in the passage of the bill, entitled

"An act to legalize the sales of sections 16, in township ten North of Ranges 11 and 13 West, in Greene county."

They have also concurred with the House of Representatives in the amendments to the bill from the Senate, entitled

"An act to incorporate the Peoria Commercial Insurance Company."

They have indefinitely postponed the further consideration of the bill from the House of Representatives, entitled

"An act to incorporate the Madison and St. Clair Canal Company."

They have concurred with the House of Representatives in the passage of the bill, entitled

"An act for a State road from Marshall to Charleston."

As amended by them,

And ask the concurrence of the House of Representatives in the amendments of the Senate to said bill.

And then he withdrew.

Mr. Moore of St. Clair, from the committee on Finance, reported a bill, entitled

"An act to authorize Charles S. Dorsey to keep a ferry across the Illinois river,"

Which was read twice, when,

On motion of Mr. Elkin,

The 3d section of the bill was amended by striking out the word "apparent" and inserting the word "manifest."

On motion of Mr. Voris,

Said bill was referred to a select committee.

Ordered, That Voris, Richardson, and Elkin be that committee.

Mr. Cloud, from the committee on Roads and Canals, reported a bill for

"An act for the purposes therein named;"
Which was twice read, and
On motion of Mr. Cloud,
Referred to a select committee.

Ordered That Messrs. Cloud, Morton, and Happy be that committee.

Message from the Senate by Mr. Bond, a Senator.

Mr. Speaker,

The Senate have passed bills of the following titles, viz:

"An act to re-locate the county seat of Calhoun county." And

"An act to incorporate the Lawrenceville Manufacturing Company."

And ask the concurrence of the House of Representatives in the passage of said bills.

They have concurred with the House of Representatives in the passage of bills of the following titles, to wit:

"An act to locate a State road from John Orrender's in Marion county, to Elijah Nelson's in Clay county."

"An act to locate a State road therein named."

"An act to re-locate a certain State road."

"An act authorizing the election of additional notaries public, justices of the peace, constables, and surveyor in the county of Madison and other counties."

"An act to locate a State road from Waterloo in Monroe county, to Nashville in Washington county." And

"An act vacating a part of a State road therein named."

They have also concurred with the House of Representatives in the passage of bills of the following titles, to wit:

"An act to incorporate the President and Trustees of the Jerseyville Academy."

"An act to locate a certain State road from Danville to Decatur."

"An act to locate a certain State road therein named." And

"An act in relation to Champaign county."

As respectively amended by them;

And ask the concurrence of the House of Representatives in their amendments to said last mentioned bills respectively.

And then he withdrew.

Mr. Murphy of Perry, from the committee on roads and canals reported a bill for

"An act to re-locate certain roads therein named in Perry county;"

Which was read twice, and

Ordered to be engrossed for a third reading.

Mr. Reddick, from the committee on Roads and Canals, reported a bill for

"An act for certain State roads therein named,"

Which was read twice, and

Ordered to be engrossed for a third reading.

Mr. Stuart, from the committee on Petitions, reported a bill for

"An act for the purposes therein named, and for other purposes,"

Which was twice read, and

On motion of Mr. Stuart,

Referred to a select committee.

Ordered That Messrs. Stuart, Hogan, and Richardson be that committee.

Mr. Lane, from the committee on Corporations, to which was referred the bill for

"An act to incorporate the Chippewa Dry Dock Company,"

Reported the same without amendment.

On motion of Mr. Smith of Madison,

The blank in said bill was filled with the words "fifty years."

Ordered to be engrossed.

Mr. Smith of Wabash, from the committee on Internal Improvemements, reported a bill for

"An act to incorporate the Mount Carmel Marine and Fire Insurance Company,"

Which was twice read, and

On motion of Mr. Smith of Wabash,

Referred to a select committee.

Ordered, That Messrs. Smith of Wabash, Stuntz and Huey be that committee.

Mr. Murphy of Vermilion, from the committee on Elections, reported a bill for

"An act for the relief of John Pearson, Administrator of the estate of Fr. Prince, dec'd."

Which was read twice, and

Ordered to be engrossed for a third reading.

Mr. Madden from the committee on Enrolled bills, reported as correctly enrolled, a bill entitled

"An act to compensate the several persons for labour done, materials furnished, and cash advanced on the new State House."

Mr. Madden afterwards reported that on this day they laid before the Council of Revision, the above mentioned bills.

Mr. Douglass, from the committee on Petitions, reported a bill for

"An act to change the names of certain towns,"

Which was read the first time, and

Ordered to a second reading.

Mr. Bently, from the committee on Corporations, reported a bill for

"An act to re-locate a State road therein named,"

Which was read twice, and

On motion of Mr. Dougherty,

Referred to a select committee.

Ordered, That Messrs. Dougherty, Able and Dollins, be that committee.

Mr. Rawalt, from the committee on Education, reported a bill for

"An act for the relief of persons in cases of ejectment,"

Which was twice read, and

On motion of Mr. McClernand,

Referred to a select committee.

Ordered, That Messrs. McClernand, Rawalt, and McCown be that committee.

Mr. French, from the committee on Public Accounts and Expenditures, reported a bill for

"An act to incorporate the Fayette County Manual Labor Seminary,"

On motion of Mr. French,

Referred to the committee on Corporations.

A message from the Senate by Mr. Thomas, their Secretary.

Mr. SPEAKER:

The Senate have concurred with the House of Representatives in the passage of the bill from the House of Representatives, entitled

"An act encouraging the killing of wolves."

And then he withdrew.

Mr. Wood moved that the House adjourn,

Which was not agreed to.

On motion of Mr. Douglass,

The rule of the House, limiting the time for the reception of new business, was suspended until 2 o'clock, P. M.

Mr. McClernand, from the committee on Internal Improvements, reported a bill for

"An act to direct the application of an unexpended balance herein named,"

Which was read the first time, and

Ordered to a second reading.

Mr. Watkins moved that the rule of the House be dispensed with, and said bill be now read a second time by its title.

On the question,

Shall the rule be so dispensed?

It was decided in the negative.

Mr. Charles, from the committee on Propositions and Grievances reported a bill for

"An act to incorporate the Little Rock Academy,"

Which was twice read, and

Ordered to be engrossed for a third reading.

Mr. Douglass from the committee on Petitions, reported a bill for

"An act to incorporate the Waynesville and Petersburg Rail Road Company,"

Which was twice read, and

On motion of Mr. Reddick,

Referred to the committee on Corporations.

Mr. Dement from the committee on Education, reported a bill for

"An act to sell school lands therein named in the county of Iroquois,"

Which was twice read, and

On motion of Mr. Dement,

Referred to the committee on Education.

Mr. Watkins from the committee on Roads and Canals, reported a bill for

"An act concerning the road laid out between Equality and Shawneetown, by authority of the State,"

Which was twice read, and

On his motion,

Referred to a select committee.

Ordered That Messrs. Watkins, McClernand and Naper, be that committee.

Mr. Shields, from the committee on the Judiciary, reported a bill for

"An act to continue the charter of the Bank of Kaskaskia, for a limited time,"

Which was twice read, and

On his motion,

Referred to a select committee.

Ordered, That Messrs. Shields, Turley and Paullen, be that committee.

Mr. Hardin from the committee on the Judiciary, reported a bill for

"An act in relation to the Attorney General and State's Attorney's,"

Which was read twice, and

Ordered to be engrossed,

Mr. Morton, moved that the House adjourn until 2 oclock P. M.,

Which was not agreed to.

Mr. Shields from the committee on the Judiciary, reported a bill for

"An act for the relief of the persons therein named,"

Which was twice read, and

On motion of Mr. Smith of Wabash,

Referred to the committee on Propositions and Grievances.

When,

On motion,

The House adjourned until 2 o'clock, P. M.

2 o'clock, P. M.

House met pursuant to adjournment.

Mr. Speaker laid before the House the following communication from the Governor, viz:

EXECUTIVE DEPARTMENT,
Vandalia, February 3, 1837.

To the Hon. the Speaker of the House of Representatives:

SIR:

I have the honor herewith to transmit to the House of

Representatives a report and resolutions of the State of Georgia, in relation to the distribution of the Surplus Revenue of the United States.

I have the honor to be, Sir,
Your obedient Servant,
JOSEPH DUNCAN.

The said report and resolutions were then read.

Mr. Walker of Morgan, moved the Governor's communication and accompanying documents be laid on the table,

Which was not agreed to.

On motion of Mr. Cloud,

They were referred to a select committee.

Ordered, That Messrs. Cloud, Paullen and Courtright, be that committee.

The question pending yesterday afternoon, when the House adjourned, being upon the bill entitled

"An act for the construction of the Illinois and Michigan Canal," approved February 9, 1836,

Again coming up for consideration,

Mr. Smith of Wabash, moved to amend the bill by striking out the sixth section, and inserting the following, viz:

Sec. 6. That the future operations of the contractors in the prosecution of the contracts, now let on the Summit Division of the Canal, shall be confined under the directions of the Board of Canal Commissioners and principal Engineer, to a cut adapted to summit canal, and not to a deep cut, until future legislative action shall be had upon the subject thereof; and the payments for the work performed shall be made according to the actual value of the work, as scaled by the principal Engineer, with reference to the whole depth of cutting, as provided for in the said contracts.

Sec. 7. All contracts hereafter to be let for the construction of said canal, on the said Summit Division thereof, shall be contingent as to the plan and price, and shall be let in reference to both a Summit Canal and a deep cut canal, and shall provide for the execution, in the first place, of a cut adapted to a summit canal, and secondly, for a continuation of the cut in depth, in the event of the Legislature ultimately ordering a deep cut canal to be executed within two years from the date of said contracts.

Sec. 8. It is hereby made the express duty of the Board of Canal Commissioners, as early as practicable after their elec-

tion and qualification into office, to employ some practical Engineer or Engineers, of known and acknowledged skill in practical Canal Engineering, who shall not be interested either directly or indirectly, in any lands lying within one hundred miles of the route of said Canal, either in Indiana, Illinois, or the Wisconsin Territory, and who shall not become so interested during the whole term of his or their service: whose express duty it shall be to survey and examine all the country lying contiguous to the said summit Division of the Canal, and to survey the Calamic, Desplaines, Fox and Du Page rivers, and such depressions between the said rivers and the said summit division of the Canal, from points on the said rivers, at which their waters may be commanded to supply the said summit canal, and shall also measure and gauge the said rivers, at or near said points on the same, from time to time as shall be necessary and proper to arrive at correct data and conclusions, as to the probable minimum discharge of water in the said rivers, at the said points for tapping the same with feeders respectively. And the said Engineer or Engineers, shall also make a minute survey and examination of the whole country in the vicinity of the said summit division with a view of determining the adaptation of the country to the construction of artificial reservoirs, if they should hereafter become necessary in any contingency to be resorted to, in order to meet the contingency of the greatest possible amount of trade on the said canal, during seasoas of extreme drought; and shall also determine the total fall in the Calamic river, from the point where the feeder dam should be erected to the State line.

Sec. 9. The said Engineer or Engineers shall make, under oath or affirmation, a full and detailed report of all their proceedings had under the provisions of this act exhibiting the results of their examinations, to determine the minimum discharge of the respective rivers, surveyed and gauged by him or them, his or their opinion of the capacity of the said rivers to supply the summit canal with a sufficiency of water to meet the exigency of the aggregate amount of trade which can possibly be passed upon the whole line of the canal from Chicago to its termination, the practicability and costs of constructing navigable feeders, and also of feeders not navigable, from the said rivers to the said summit division; the practicability and cost of constructing artificial reservoirs to supply the canal with water if necessary, with his or their opinions as

to the probability of said reservoirs ever becoming necessary, together with all such other information, as he or they may deem necessary, to a full and perfect understanding of the comparative cost, usefulness, and time of completion of a summit and deep cut canal; and also such other information and data as may be required by the Board of Canal Commissioners, and not specified in this act, and the said Engineer or Engineers shall also return with said report, maps, plans, and profiles of the routes surveyed by him or them, and plans and elevations of any mechanical structures proposed to be erected together with a minute estimate of the cost of all the respective works, feeders, reservoirs; and of a summit and deep cut canal on the said summit division of the Illinois and Michigan Canal.

Sec. 10. The examinations and surveys directed to be made by the preceding sections, shall be had and prosecuted under the general direction and supervision of the Board of Canal Commissioners. And the said Board shall furnish the said examining Engineer or Engineers, with the necessary means and facilities to carry the said surveys and examinations into full effect; and the principal Engineer on the canal shall furnish the said examining Engineer or Engineers, with all the data, plans, profiles, and information within his power and possession, to enable him or them to prosecute and complete said surveys and examinations.

Sec. 11. All the aforesaid surveys and examinations shall be made with a view of constructing and supplying with water, a summit canal on the said summit division of not less than sixty six feet wide at the water line thereof, and not less than six feet deep.

Sec. 12. The Board of Canal Commissioners are hereby expressly required, during the ensuing season, to cause at least one test pit to be sunk on every section of the summit division of the canal, as now divided into sections, by the Principal Engineer's Report thereon; which test-pits shall be sunk to the full depth of the proposed deep-cut, under the direction of the Principal Engineer, and in no event shall any test-pit be abandoned after it is commenced, until it is prosecuted to the aforesaid depth; unless in the opinion of the Principal Engineer it is impracticable to prosecute the same; in which case the said Principal Engineer shall report to the Board of Canal Commmissioners the causes why the further

prosecution of said pit is so impracticable, which report shall be filed by the Board.

Sec. 13. The test-pits so to be sunk shall each be numbered to correspond with the number of the section of the canal, on which they are sunk respectively, and the Principal Engineer shall take such means in the employment of hands and prosecuting the said test-pits as to enable him to report under oath to the Board of Canal Commissioners a full and accurate statement of the facts relating to the said test-pits, showing the nature and description of all the various strata through which the said test-pits are sunk, the size of the respective pits, the height above the bottom of the proposed deep-cut at which water is first found, the extent to which it has obstructed the sinking of pits, the whole amount of labor, counted by day's works, expended on each test-pit, the comparative amount of said labor applied to the excavation and to bailing of the water respectively, as near as can be ascertained, and said Principal Engineers shall make a report of all the aforesaid facts, under oath or affirmation to the Board of Canal Commissioners, together with such other facts and data in relation thereto, as the Board may direct and request, and as are in the possession or means of the said Engineer.

Sec. 14. All the facts and information, required to be collected pursuant to the foregoing sections of this act, shall be reported at large, by the Board of Canal Commissioners to the Legislature, during the first week of the next stated or special session thereof, as the case may be, and until which time the contracts on said main line of the said summit division of the canal shall be prosecuted and let, with a view to a summit canal as provided for in the sixth and seventh sections of this act, of not less than 66 feet water line, and 6 feet deep; and the spoils banks shall be so arranged and disposed of as not to impede, or in any wise obstruct the construction of the canal on the proposed deep-cut plan, should the Legislature hereafter direct the said summit division thereof, on the said deep-cut plan.

Also, to further amend by changing the number sections 7, 8 and 9 to sections 15, 16 and 17;

Which were read, and

On motion of Mr. Naper,

Said bill and proposed amendments were referred to the committee on Internal Improvements.

The bill from the Senate, entitled

"An act to incorporate the Liverpool, Canton and Knoxville rail road company,"

Was read the first and second time by its title.

Mr. Ball moved to amend the bill by adding to the proviso at the end of the 15th section "unless said road shall be constructed within the time mentioned as aforesaid,"

When,

On motion of Mr. Rawalt,

The bill and proposed amendments were referred to the committee on the Judiciary.

The amendments of the Senate to the bills from the House, entitled

"An act to incorporate the Pekin Hotel Company," and

"An act to incorporate the Stonington College of Illinois;"

Were severally read, and concurred in.

Ordered, That the Clerk inform the Senate thereof.

The bill from the Senate, entitled

"An act to establish a State road therein named,"

Was read twice, and

On motion of Mr. Stuart,

The bill was amended by striking out the name of —— "Page, Esq." and inserting the name of "Joshua Woosley."

Ordered to a third reading as amended.

The bills from the Senate, entitled

"An act to alter the name of William Lock:" and

"An act to change a State road therein named:"

Were severally read three times and passed.

Ordered, That the titles of the bills be as aforesaid, that the Clerk inform the Senate thereof.

The bill from the Senate entitled

"An act to vacate parts of certain roads,"

Was read twice.

On motion of Mr. Moore of McLean,

Was amended by striking out the second section of the bill.

Ordered to a third reading as amended.

The bills from the Senate, entitled

"An act to change the name of the town of Selma, and for other purposes."

"An act to change a part of the State road from Hillsboro to Alton." And

"An act to incorporate the Pittsfield Academy."

Were severally read the first and second times, and *Ordered* to a third reading.

The bill from the Senate, entitled

"An act for the relief of William Armstrong and William Henson,"

Was twice read.

On motion of Mr. Moore of St. Clair,

The bill was amended by adding the name of "Benjamin Chesney," after the name of "William Armstrong."

On motion of Mr. Murphy of Vermilion,

The bill was further amended by adding the following:

The Legislature reserves the right to alter, amend or repeal this act whenever the public good may require the same.

On motion of Mr. Pace,

The bill was further amended by adding the following proviso:

Provided, This act shall not be in force in any county in this State, unless the consent of the County Commissioners of said county be first obtained for tbat purpose.

The yeas and nays being called for on this question by Messrs. Dougherty and Moore of St. Clair,

Those voting in the affirmative are,

Messrs. Atwater, Ball, Barnett, Charles, Craig, Crain, Cullom, Davidson, Davis, Dawson, Dollins, Dougherty, Douglass, Dunbar, Edwards, English, French, Green of Clay, Happy, Harris, Lagow, Lane, Leary, Logan, McCown, McMurtry, Minor, Morton, Murphy of Vermilion, Odam, Oneille, Pace, Paullen, Rawalt, Richardson, Scarborough, Turley. Turney, Voris, Walker of Cook, Walker of Morgan, and Mr. Speaker—43.

In the negative,

Messrs. Bently, Carpenter, Cloud, Courtright, Dement, Dubois, Elkin, Galbreath, Hankins, Hinshaw, Huey, Hunt, Lincoln, McCormick, Madden, Marrs, Minshall, Moore of McLean, Moore of St. Clair, Murphy of Perry, Shields, Smith of Madison, Smith of Wabash, Stuart, Thompson, Watkins, Webb, Wilson and Witt—29.

Mr. Lane moved to lay the b ll on the table until the 4th day of July,

Which was not agreed to.

Ordered to a third reading as amended.

The bill from the Senate, entitled

"An act to incorporate the President and Trustees of the Rushville Seminary.'

Was read the first and second time by its title, and

On motion of Mr. Richardson,

Referred to a select committee.

Ordered, That Messrs. Richardson, Minshall and Ball be that committee.

The bill from the Senate, entitled

"An act concerning appeals and writs of error,"

Was read twice, and

On motion of Mr. Pace,

Referred to the commitee on the Judiciary.

The bill from the Senate, entitled

"An act re-locating the town of Utica, in the county of Fulton."

Was read twice, and

On motion of Mr. Rawalt,

Referred to a select committee.

Ordered, That Messrs. Rawalt, Ball and Davis, be that committee.

The bill from the Senate entitled

"An act to incorporate Hillsboro' Academy."

Was read the first time, and

Ordered to a second reading.

The bill from the Senate, entitled

"An act to amend an act, entitled an act for the organization and government of the militia of this State," approved March 2, 1833,

Was read the first and second time, and

On motion of Mr. Rawalt,

Referred to the committee on the militia.

The bill from the Senate, entitled

"An act to permanently locate the seat of Government of the State of Illinois,"

Was read the first and second time.

Mr. Minor moved to amend by striking out all after the enacting clause, and inserting the following as a substitute, to wit:

"That there shall be elected by joint vote of both branches of the present General Assembly, five commissioners whose duty it shall be to make an estimate and careful examination of such portions of the State as they may think proper, and

after examination to determine upon and locate the permanent seat of Government for said State, as near the Geographical centre thereof as an appropriate and eligible scite for that purpose can be found, without regard to sectional or local interest but with a view to the equal advantage and interest of the whole State, and for this purpose they are required to take into consideration not only its central position, but the dryness of the scite of the town, the healthiness of the country around it, and the convenience and abundance of water.

They are also to take into consideration, the convenience of timber and coal, and the ease by which the town may be approached from every direction by means of Rail roads.

Sec. 2. *Be it further enacted*, That the Commissioners shall have authority, and enter the same in behalf of the State, for the seat of Government, if a suitable scite can be found near the Geographical centre, and if not, they shall have authority to receive proposals of any town or individuals, of bonuses to the State upon condition of their town or land being selected for the seat of Government, which shall also be taken into consideration, together with the above remunerated requisites to the location of the seat of Government, and all contracts made by the Commissioners, relative to the trust confided to them shall be binding.

Sec. 3. *Be it further enacted*, That the Commissioners shall be chosen from different parts of the State, to wit:

One from the county of Adams; one from some one county on the east of the State, and one from some one county on the north of the State; and one from some one of the counties of Sangamon, Macon, Shelby or Montgomery, as being near the centre of population, and when said commissioners shall be elected, and before they enter upon the discharge of their duties, they shall each take an oath that they will faithfully and honestly discharge the duties enjoined upon them by this act without fear, favor or affection, but with a view to the promotion of the public good alone, the present and future population. A majority of the Commissioners shall form a quorum to execute this act, and shall govern in all their determinations; they shall meet on the first Monday in June next, at the town of Jacksonville, and proceed to the discharge of their duties, but if they should fail to meet at that time, then they may meet at any other time agreed upon by any three of them, provided such meeting shall take place before the first of August next.

Sec. 4. The commissioners for each day employed shall have

four dollars, for which the Auditor shall issue his warrant upon the affidavit of the Commissioners. The act entitled

"An act to permanently locate the seat of Government of Illinois," approved February 5, 1833, is hereby repealed.

Which was read.

Mr. Moore of St. Clair, moved to refer the bill and proposed amendment to a committee of the whole House, and make it the special order for Thursday, 16th instant.

Mr. Green of Clay, moved to refer them to the committee on Internal Improvements.

Mr. Dement moved to lay them on the table until the 4th o July next.

The question was then taken on the motion of Mr. Moore of St. Clair,

And decided in the negative.

The question was then taken on referring them to the committee on Internal Improvements,

And decided in the negative.

The question was then taken on the motion of Mr. Dement to lay them on the table until the 4th day of July next,

And decided in the negative by yeas and nays, upon the call of Messrs. Walker of Morgan, and Murphy of Vermilion, as follow, viz:

In the affirmative,

Messrs. Aldrich, Ball, Bently, Crpenter, Crain, Davidson, Davis, Dement, Dollins, Douglass, English, Green of Clay, Hankins, Hinshaw, Huey, Lagow, McCown, McMurtry, Moore of St. Clair, Odam, Pace, Rawalt, Shields, Smith of Madison, Stuntz, Voris, Walker of Cook, Witt, Wood and Mr. Speaker —30.

In the negative,

Messrs. Atwater, Barnett, Charles, Cloud, Craig, Cullom, Dawson, Dougherty, Dunbar, Edwards, Elkin, Galbreath, Green of St. Clair, Happy, Hardin, Harris, Hunt, Lane, Leary, Lincoln, Logan, McCormick, McClernand, Madden, Marrs, Minor, Minshall, Moore of McLean, Morton, Murphy of Perry, Murphy of Vermilion, Naper, Oneille, Paullen, Reddick, Richardson, Scarborough. Smith of Wabash, Stone, Stuart, Turley, Turney, Walker of Morgan, Watkins, Webb, Wheeler and Wilson—47.

Mr. Dement moved to refer the bill and proposed amendment to a select committee of fifteen,

Which was not agreed to.

Mr. Witt moved to lay them on the table,

Which was not agreed to.

Mr. Smith of Wabash, moved to refer them to a committee of the whole House, and make them the order of the day for Wednesday the 15th instant,

Which was not agreed to.

Mr. Moore of St. Clair, moved that the House adjourn,

Which was not agreed to.

Mr. Stone moved to refer the bill and proposed amendment to the committee on Roads and Canals,

Which was not agreed to.

The question recurring upon the amendment proposed by Mr. Minor.

Mr. Lincoln called for a division so as to take the question on striking out.

The question was then taken on striking out all after the enacting clause,

Which was decided in the negative by yeas and nays upon the call of Messrs. Lincoln and Hardin, as follows, to wit:

In the affirmative,

Messrs. Carpenter, Dement, Dollins, Douglass, English, Galbreath, Green of Clay, Hankins, Harris, Hunt, Lagow, McCown, McMurtry, Madden, Marrs, Minor, Odam, Pace, Paullen, Reddick, Shields, Smith of Madison, Turney, Voris, Walker of Cook, Wheeler, Witt, Wood and Mr. Speaker—29.

In the negative,

Messrs. Aldrich, Atwater, Ball, Bently, Charles, Cloud, Craig, Crain, Cullom, Davidson, Davis, Dawson, Dougherty, Dunbar, Edwards, Elkin, Green of St. Clair, Happy, Hardin, Hinshaw, Huey, Lane, Leary, Lincoln, Logan, McCormick, McClernand, Minshall, Moore of McLean, Moore of St. Clair, Morton, Murphy of Perry, Murphy of Vermilion, Oneille, Rawalt, Richardson, Scarborough, Smith of Wabash, Stone, Stuart, Stuntz, Turley, Walker of Morgan, Watkins, Webb, and Wilson,—46.

Mr. Richardson moved that the House adjourn.

Which was not agreed to.

Mr. Dunbar moved to amend the bill by adding after the words "20th of February 1837," in the 1st section, the words "or some other day during the present session," and by filling the first blank in the fourth section with "fifty," and the second blank with the word "three."

Mr. Dement moved to amend the amendment, by striking out all of the fourth section of the bill, from the word "expired," in the sixth line, and amendments proposed to it,

When,

On motion,

The House adjourned.

MONDAY, February 13, 1837.

House met pursuant to adjournment.

Mr. Madden, from the committee on Enrolled Bills, reported as correctly enrollled bills of the following titles, viz:

"An act to re-locate a certain State road."

"An act vacating a part of a State road therein named."

"An act to locate a State road from John Orrender's in Marion county, to Elijah Nelson's in Clay county."

"An act to legalize the sales of sections 16, in township ten North of Ranges 11 and 13 West, in Greene county."

"An act authorizing the election of additional notaries public, justices of the peace, constables, and surveyor in the county of Madison and other counties."

"An act declaring the road leading from Peoria to Knoxville a State road."

"An act to locate a State road from Equality to Vienna."

"An act to provide for the election of additional Justices of the Peace and Constables in the counties of Warren and Knox."

"An act to locate a State road from Washington in Tazewell county to Columbia in Putnam county."

"An act encouraging the killing of wolves."

"An act to incorporate the Knox Manual Labor College."

"An act authorizing John Reese and John Furgason to erect a mill dam across Robinson's creek."

"An act for the erecting a Recorder's and Clerk's office in Sangamon county."

"An act relative to section 16, township 17 north of range 9 west of the third principal meridian."

And that they had also this day laid said bills before the Council of Revision.

Message from the council of Revision by Mr. Owings, their Secretary.

Mr. Speaker:—

The Council of Revision have approved of bills of the following titles viz:

"An act to amend an act entitled an act for the limitation of actions and for avoiding vexatious law suits."

"An act to authorize John W. Spencer and David B. Sears to build a mill dam across Rock-Island Slough."

"An act to incorporate the Rock-Island City Bridge Company."

"An act to locate a State road from Galena to Beardstown."

And then he withdrew.

Mr. Hogan presented the petition of Winney Adcox and others, praying for a divorce for said Winney,

The reading of which was,

On his motion,

Dispensed with, and

Referred the committee on Propositions and Grievances.

Mr. Stuart presented the petition of sundry citizens of Tazewell county for a State road from Pekin, by Havanna, to Jacksonville,

The reading of which was,

On his motion,

Dispensed with, and

Referred to the committee on Petitions.

Mr. Lane presented the petition of Elizabeth Oltz for a divorce,

The reading of which was,

On his motion,

Dispensed with, and

Referred to the committee on Propositions and Grievances.

Mr. Craig presented the petition of sundry citizens of Rock-Island, Whiteside, Ogle and Winnebago counties for a State Road therein named,

The reading of which was,
On his motion,
Dispensed with, and
Referred to the committee on Petitions.
On motion of Mr. Witt,
Leave of absence was given Mr. Davis.

Mr. Wheeler presented the petition of sundry citizens of Pike county, praying the passage of a law in relation to mileage of officers, &c.

The reading of which was,
On his motion,
Dispensed with, and
Referred to the committee on Petitions.

Mr. Harris presented the petition of sundry citizens of Macoupin county, praying a divorce for John Cosner from Catharine his wife,

The reading of which was,
On his motion,
Dispensed with, and
Referred to the committee on Propositions and Grievances.

Mr. Oneille, from the committee on Public Accounts and Expenditures, reported a bill for

"An act to regulate the mode of petitioning in certain cases,"

Which was read.
The question was put,
Shall said bill be read a second time?
And decided in the negative.

Mr. Hogan, from the committee on Internal Improvements, reported a bill for

"An act declaring a certain road a State Road, and for other purposes,"

Which was read twice, and
On motion of Mr. Hogan,
Referred to a select committee.
Ordered, That Messrs. Hogan, Smith of Madison, and Huey be that committee.

Mr. Craig, from the committee on Internal Improvements, reported a bill for

"An act to incorporate the Rock River Navigation Company,"

Which was read twice, and
On motion of Mr. Craig,

Referred to a select committee.

Ordered, That Messrs. Craig, Aldrich, and McMurtry be that committee.

Mr. Cloud, from the committee on Roads and Canals, reported a bill for

"An act to provide for contingencies,"

Which was twice read, and

On motion of Mr. Cloud,

Referred to a select committee.

Ordered, That Messrs. Cloud, Happy, and Huey be that committee.

Mr. Richardson, from the committee on the Judiciary, to which was referred a certain petition, reported a bill for

"An act to change the public square in the town of Mount Sterling,"

Which was twice read, and

On motion of Mr. Richardson,

Referred to a select committee.

Ordered, That Messrs. Richardson, Minshall and Wheeler be that committee.

Mr. Smith of Madison, from the committee on Public Accounts and Expenditures, reported a bill for

"An act to incorporate the Edwardsville and Chippewa Rail-road Company,"

Which was twice read, and

On motion of Mr. Smith of Madison,

Referred to the committee on Corporations.

Mr. Moore of St. Clair, from the committee on Finance, reported a bill for

"An act for a purpose therein named,"

On motion of Mr. Moore of St. Clair,

Referred to a select committee.

Ordered, That Moore of St. Clair, Stuntz, and Crain be that committee.

Mr. Naper, from the committee on Internal Improvements, reported a bill for

"An act to amend an act for the construction of the Illinois and Michigan Canal, approved 9th January, 1836,"

Which was twice read.

Mr. Walker of Morgan, moved to strike out the words "five miles" in the 4th section, and insert in lieu thereof the words "twenty miles;"

Which was not agreed to.

Ordered to be engrossed.

Mr. Turney, from the committee on Internal Improvements, reported a bill for

"An act to improve the navigation of the Rivers therein named,"

Which was twice read, and

On motion of Mr. Turney,

Referred to the committee on Internal Improvements.

Mr. Paullen, from the committee on Elections, reported a bill for

"An act in addition to the several acts for the support of common schools,"

Which was read twice, and

On motion of Mr. Paullen,

Referred to select committee.

Ordered, That Messrs. Paullen, Turney, and Walker of Morgan be that committee.

Mr. Dougherty, from the committee on the Judiciary, reported a bill for

"An act for the construction of the Illinois Central Railroad,"

Which was read twice, and

On motion of Mr. Dougherty,

Referred to a select committee of five.

Ordered That Messrs. Dougherty, Able, Crain, Reddick, and Moore of McLean be that committee.

Mr. Shields, from the committee on the Judiciary, reported a bill for

"An act for the benefit of the inhabitants of the town of Kaskaskia,"

Which was twice read, and

On motion of Mr. Shields,

Referred to a select committee.

Ordered, That Messrs. Shields, Thompson and Logan be that committee.

Mr. Leary, from the committee on the Judiciary, reported a bill for

"An act for the purposes therein mentioned,"

Which was twice read, and

On motion of Mr. Leary,

Referred to a select committee.

Ordered, That Messrs. Leary, Witt, and Naper be that committee.

Mr. Minor, from the committee on Finance, reported a bill for

"An act to incorporate the Springfield and Paris Rail-road Company,"

Which was twice read, and

On motion of Mr. Minor,

Referred to a select committee.

Ordered, That Messrs. Minor, Stone and Reddick be that committee.

Mr. Hardin, from the committee on the Judiciary, reported a bill for

"An act to incorporate the Jacksonville Hotel Company,"

Which was twice read, and

On motion of Mr. Hardin,

Referred to a select committee.

Ordered That Messrs. Hardin, Morton, and Happy be that committee.

Mr. McCown, from the committee on Agriculture, reported a bill for

"An act concerning a certain road therein named, and for other purposes,"

Which was twice read, and

On motion of Mr. McCown,

Referred to a select committee.

Ordered, That Messrs. McCown, Hunt, and Webb, be that committee.

Mr. Smith of Madison, from the committee on the Penitentiary, reported a bill for

"An act for the benefit of the infant heirs of Wm. B. Collins, deceased,"

Which was read twice, and

On motion of Mr. Smith of Madison,

Referred to a select committee.

Ordered, That Messrs. Smith of Madison, Hogan, and Moore of St. Clair be that committee.

Mr. Witt, from the committee on Roads and Canals, reported a bill for

"An act supplemental to an act therein named,"

Which was twice read, and

On motion of Mr. Witt,

Referred to the committee on Internal Improvements.

Mr. Carpenter, from the committee on Propositions and Grievances reported a bill for

"An act to provide for the distribution of the surplus revenue to the several counties in this State for school purposes,"

Which was twice read, and

On motion of Mr. Carpenter,

Referred to a select committee of five.

Ordered, That Messrs. Carpenter, Cloud, Logan, Dougherty, and Walker of Cook be that committee.

Mr. Courtright, from the committee on Roads and Canals, reported a bill for

"An act for the purposes therein mentioned;"

Which was twice read, and

On motion of Mr. Courtright,

Referred to a select committee.

Ordered, That Messrs. Courtright, Marrs, and Barnett be that committee.

Mr. McClernand, from the committee on Salines, reported a bill for

"An act providing for the application of an unexpended balance in Gallatin county,"

Which was twice read, and

On motion of Mr. McClernand,

Referred to a select committee of five.

Ordered, That Messrs. McClernand, Harris, Douglass, Scarborough, and Crain be that committee.

Mr. Douglass, from the committee on Petitions, reported a bill for

"An act to incorporate the Ogle College,"

Which was read the first time, and

Ordered to a second reading.

Mr. Dougherty, from the committee on the Judiciary, reported a bill for

"An act to review and re-locate a part of the State Road leading from Frankfort to Jonesborough,"

Which was read by its title, and

Ordered to a second reading.

Mr. Dougherty, from the committee on the Judiciary, reported a bill for

"An act permanently establishing the northern boundary of Union county,"

Which was twice read by its title, and

Ordered to a second reading.

Mr. Richardson, from the committee on the Judiciary, reported a bill for

"An act fixing the terms of the courts of the 6th and 7th circuits,"

Which was twice read, and

On motion of Mr. Craig,

Referred to a select committee.

Ordered, That Messrs. Craig, Richardson, and Leary be that committee.

Mr. Crain, from the committee on Commerce, reported a bill for

"An act to improve a certain Road in the county of Washington,"

Which was twice read, and

On motion of Mr. Crain,

Referred to a select committee.

Ordered, That Messrs. Crain, Pace, and Carpenter be that committee.

Mr. Stuntz, from the committee on Agriculture, reported a bill for

"An act to incorporate the Illinois Agriculture and Manufacturing Company,"

Which was twice read, and

On motion of Mr. Stuntz,

Referred to a select committee.

Ordered, That Messrs. Stuntz, Green of St. Clair, and Smith of Madison be that committee.

Mr. Dollins, from the committee on Agriculture, reported a bill for

"An act specifying the mode whereby certain appropriations shall be disposed of, and for other puposes therein named,'

Which was twice read, and

On his motion,

Referred to a select committee.

Ordered, That Messrs. Dollins, Odam, and Logan be that committee.

Mr. Edmonston, from the committee on Propositions and Grievances, reported a bill for

"An act for the relief of McDonough county,"

Which was read twice, and

On motion of Mr. Richardson,

Referred to a select committee.

Ordered, That Messrs. Richardson, Edmonston, and Aldrich be that committee.

Mr. Stone, from the committee on the Judiciary, to which was referred the bill, entitled

"An act to amend an act, entitled an act to incorporate the inhabitants of such towns as may wish to be incorporated,"

Reported the same back to the House without amendment.

Ordered to be engrossed for a third reading.

Mr. Douglass, from the committee on Petitions to which was referred the following petitions, viz:

Of sundry citizens of Fulton county for an act to authorize George Duncan to build a mill dam across Spoon river:

Of sundry citizens of Pike county for a Rail-road from the Illinois river to the Mississippi river in the county of Pike:

Of sundry citizens of Rock-Island county for an alteration in the lines of said county and a removal of the county seat of said county:

Of sundry citizens of Jo Daviess county for the establishment of the county of Forsythe:

Of sundry citizens of Mercer county for the location of the seat of justice at New-Boston: and

Of sundry citizens of Edgar county for the sale of lots of minor heirs in the town of Grandview:

Reported the same back, and asked to be discharged from the further consideration of the same:

Which was granted.

Mr. Shields, from the committee on the Judiciary, reported a bill for

"An act to amend an act concerning judgments and executions,"

Which was read twice, and

On his motion,

Referred to the committee on the Judiciary.

Mr. Logan, from the committee on Salines, reported a bill for

"An act for the purposes therein named,"

Which was read twice, and,

On motion of Mr. Odam,

Referred to a select committee.

Ordered, That Messrs. Odam, Logan, and Scarborough be that committee.

Mr. Murphy of Vermilion, from the committee on Elections, reported a bill for

"An act to vacate a part of the plat of McRoberts' and Walker's addition to the town of Danville,"

Which was read twice, and

Ordered to be engrossed for a third reading.

Mr. Douglass from the committee on Petitions, to which which was referred a certain petition, reported a bill for

"An act to improve certain roads in Clark county,"

Which was read the first time, and

Ordered to a second reading.

Mr. Stone, from the committee on the Judiciary, reported a bill for

"An act to amend an act entitled an act regulating the times of holding the supreme and circuit courts,"

Which was read twice, and

On his motion,

Referred to the commitee on the Judiciary.

Mr. Stuart, from the committee on Petitions to which was referred a certain petition, reported a bill for

"An act to locate a State road from Pekin by Havana to Jacksonville, and from Havana to Athens,"

Which was read twice, and

On motion of Mr. Walker of Morgan,

Referred to a select committee.

Ordered, That Messrs. Walker of Morgan, Stuart and Edwards be that committee.

Mr. McMurtry, from the committee on the Militia, reported a bill for

"An act supplemental to an act entitled an act to erect certain bridges, approved January 22nd, 1831,"

Which was twice read, and

Ordered to be engrossed for a third reading.

Mr. Dougherty, from the committee on the Judiciary, reported a bill for

"An act for the benefit of certain persons therein named,"

Which was read twice, and

On his motion,

Referred to a select committee.

Ordered, That Messrs. Dougherty, Turney, and Able be that committee.

Mr. Lane, from the committee on Corporations, reported a bill for

"An act concerning the county of Calhoun, and for other purposes,"

Which was twice read, and

On his motion,

Referred to the committee on Corporations.

Mr. McClernand, from the committee on Internal Improvements, reported a bill for

"An act to provide for the printing, binding and distributing the Laws and Journals of this State,"

Which was twice read, and

On his motion,

Referred to a select committee of five.

Ordered, That Messrs. McClernand, Dawson, Happy, Walker of Cook, and Scarborough be that committee.

Mr. Stone, from the committee on the Judiciary, reported a bill for

"An act to amend an act concerning practice in courts of law,"

Which was read twice, and

On his motion,

Referred to the committee on the Judiciary.

Mr. Smith of Wabash, from the committee on Internal Improvements to which referred an act of Indiana, entitled "An act to prevent disasters on steam-boats," reported a bill for

"An act to prevent disasters on steam-boats,"

Which was twice read, and

On his motion,

Referred to the committee on Internal Improvements.

Mr. Hunt, from the committee on Propositions and Grievances, reported a bill for

"An act to authorize the sureties of the late commissioners of the Gallatin Saline lands, to pay over certain monies realized, to the counties of Edwards and Wabash,"

Which was twice read, and

On his motion,

Referred to a select committee of five.

Ordered, That Messrs. Hunt, Harris, Edmonston, Watkins and Morton, be that committee.

Mr. Scarborough, from the committee on Internal Improvements, reported a bill for

"An act to amend an act, entitled an act to incorporate the Wabash and Mississippi rail road company,"

Which was read twice, and

On motion of Mr. Murphy of Vermilion,

Referred to a select committee.

Ordered, That Messrs. Murphy of Vermilion, Galbreath and Moore of McLean, be that committee.

Mr. Ball, from the committee on Petitions, reported a bill for

"An act for the relief of certain persons therein named,"

Which was read twice, and

On his motion,

Referred to a select committee.

Ordered, That Messrs. Ball, Rawalt and Richardson, be that committee.

Mr. Turley from the select committee to which was referred a certain petition, reported a bill for

"An act to locate a State road from Nelson in Shelby county, to Leroy in McLean county,"

Which was read twice, and

Ordered to be engrossed for a third reading.

Mr. Huey, from the select committee to which was referred the bill for

"An act to amend an act, entitled an act for the organization and government of the militia of this State," in force March 2, 1833,

Reported the same back with amendments,

Which were read.

On motion of Mr. Hardin,

The amendments of the select committee were amended by making the amendments to the 5th and 6th sections additions instead of striking out those sections.

Mr. Hardin moved further to amend the amendments by striking out all of the fifth section after the word "offence," in the 12th line.

Mr. Dubois moved to refer said bill and proposed amendments to the committee on Propositions and Grievances,

Which was not agreed to.

The question recurring on Mr. Hardin's amendment to strike out the proviso to the fifth section,

It was decided in the negative by yeas and nays upon the call of Messrs. Murphy of Perry, and Witt, as follow, viz:

In the affirmative,

Messrs. Cloud, Courtright, Craig, Cullom, Dawson, Douglass, Dubois, Dunbar, Edwards, English, Galbreath, Happy, Hardin, Hogan, Hunt, Leary, Lincoln, Logan, McClernand, Madden, Murphy of Perry, Murphy of Vermilion, Odam, Oneille, Pace, Rawalt, Scarborough, Stone, Voris, Walker of Cook, Walker of Morgan, Webb, Witt and Mr. Speaker—34.

In the negative.

Messrs. Able, Atwater, Ball, Barnett, Carpenter, Davidson, Dement, Diarman, Dollins, Edmonston, Elkin, Enloe, Green

of Clay, Hankins, Harris, Hinshaw, Huey, Lagow, Lane, McCormick, McMurtry, Marrs, Minor, Minshall, Morton, Naper, Paullen, Shields, Smith of Madison, Stuart, Stuntz, Turley, Turney, Watkins, Whitten, and Wood—36.

When,

On motion of Mr. Dollins,

The bill and proposed amendments,

Were re-committed to a select committee of five.

Ordered, That Messrs. Dollins, Oneille, McCown, Wilson and Hardin, be that committee.

Mr. English, from the select committee to which was referred the bill, entitled

"An act to locate a State road from Grafton to Wood river,"

Reported the same with amendments,

Which were read and concurred in.

Ordered to be engrossed as amended.

Mr. Edmonston, from the select committee to which was referred the bill for

"An act to define the western boundary line of Adams county,"

And the amendments thereto,

Reported the same back with an amendment,

Which was read and concurred in.

Ordered to be engrossed as amended.

Mr. Logan, from the select committee to which was referred the bill entitled

"An act for the relief of the inhabitants of Township 10, in range number 9, in Gallatin county."

Reported the same without amendment,

Ordered to be engrossed for a third reading.

On motion of Mr. Richardson,

The rule of the House for the reception of new business was suspended during the day.

Mr. Richardson, from the select committee to which was referred the bill from the Senate, entitled

"An act to incorporate the President and Trustees of the Rushville Seminary,"

Reported the same back without amendment, and recommended its passage.

Ordered to be read a third time.

Mr. Pace, from the select committee to which was referred the bill from the Senate, entitled

"An act to locate a State road from Nashville in Washington county, to Equality in Gallatin county,"

And amendments thereto,

Reported the same back with an amendment,

Which was read and concurred in.

The bill then passed as amended.

Ordered, That the title of the bill be as aforesaid, that the Clerk inform the Senate thereof, and ask their concurrence in the amendments of the House to said bill.

Mr. McClernand from the committee on Internal Improvements, reported for adoption the following resolution, viz:

Resolved, by the House of Representatives, That the Auditor of Public Accounts report to this House without delay, the amount of money allowed by the Secretary of State for the distribution of the laws and journals of the two late sessions of the General Assembly of this State, and the persons names to whom such allowances were made, and the counties in which the individuals distributed laws in consideration of such allowances,

Which was agreed to.

Mr. Lincoln, from the select committee to which was referred the petitions of sundry citizens of Sangamon county, praying the establishment of three new counties, principally from the territory of the said county of Sangamon; and the remonstrance of sundry citizens of the same county, against any division or dismemberment of the same, reported that they had had the same under consideration, that 1437 names are found on the petition, and 2213 on the remonstrance; upon this fact the committee unanimously agree that the prayer of the petitioners ought not to be granted, and report the same back, and ask to be discharged from the further consideration of the subject,

Which was granted.

Mr. Lincoln, from the same committee to which were also referred the petitions of sundry citizens of Montgomery and Shelby counties, praying the establishment of new counties, reported that they find that a majoity of neither county has signed the said petitions, and they therefore report the same back, and ask to be discharged from the further consideration of said petitions,

Which was granted.

Mr. Minshall from the select committee to which was refer-

red the petition of sundry citizens of Schuyler county, concerning certain roads, reported a bill for

"An act to re-locate part of a certain State road therein mentioned,"

Which was read twice, and

Ordered to be engrossed for a third reading.

Mr. Pace, from the select committee to which was referred the bill from the Senate, entitled

"An act prohibiting the circulation of small Bank notes,"

And amendments thereto,

Reported the same back with an amendment,

Which was read.

Mr. Edwards moved to lay the bill and amendments on the table,

Mr. Green of Clay, moved to refer them to the committee on Propositions and Grievances.

The question was then taken on laying them on the table,

And decided in the affirmative.

Mr. Huey presented the petition of sundry citizens of Clinton county, praying the State to subscribe for her reserved share of stock in the Mount Carmel and Alton rail road company,

The reading of which was,

On his motion,

Dispensed with, and

Referred to the committee on Internal Improvements.

Mr. Dunbar, from the select committee to which was referred the bill from the Senate, entitled

"An act for a State Road from Darwin in Clark county, to the State line of Indiana in a direction to Terre Haute;"

Reported the same with an amendment,

Which was read and concurred in.

Ordered to be read a third time as amended.

Mr. Cloud, from the select committee to which was referred the memorial from the Senate, to Congress, on the subject of granting pre-emption rights on public lands, &c.

Reported the same back without amendment,

And recommended its adoption.

The memorial was then concurred in.

Ordered, That the Clerk inform the Senate thereof.

When,

On motion,

The House adjourned until 2 o'clock P. M.

2 o'clock, P. M.

House met pursuant to adjournment.

The Senate, preceded by their Speaker, appeared in the Hall of the House pursuant to adjournment, for the purpose of electing Judges of Probate in those counties in which vacancies exist.

Messrs. Bond of the Senate, and English of the House, were appointed tellers,

Whereupon, the votes being taken for Judge of Probate for Adams county, William G. Flood, was duly elected to that office.

They then proceeded to the election of Judge of Probate of Ogle county, and upon the ballot being taken, John Phelps was duly elected to said office.

They then proceeded to ballot for Judge of Probate for Winnebago county, when upon the seventh ballot, Milton Kilborn was duly elected to said office.

The Senate then withdrew,

And the House adjourned.

Tuesday, February 14, 1837.

House met pursuant to adjournment.

Mr. Madden from the committee on Enrolled bills, reported as correctly enrolled, bills of the following titles, viz:

"An act to locate a State road therein named."

"An act to locate a State road from Waterloo in Monroe county, to Nashville in Washington county."

"An act relative to certain school lands in the county of Fulton."

"An act to incorporate the Carthage Female High School and Teacher's Seminary."

"An act to authorize George W. Dole and others to build a toll bridge across Little Calumet."

Mr. Moore of St. Clair, from the committee on Finance to which was referred the bill for

"An act for the benefit of McLean county,"

Reported the same without amendment.

Ordered to be engrossed for a third reading.

Mr. Rawalt, from the select committee to which was referred the bill from the Senate, entitled

"An act relating to the town of Utica in the county of Fulton,"

Reported the same with amendments,

Which were read and concurred in.

Ordered to be engrossed for a third reading as amended.

Mr. Dawson, from the select committee to which was referred the bill from the Senate, entitled

"An act to locate a state road therein named,"

Reported the same with amendments.

Which were read and concurred in.

Ordered to a third reading as amended.

Mr. Lane, from the select committee to which was referred the bill from the Senate, entitled

'An act to establish a State road from Meacham's ferry, in Pike county, to Carlinville in Macoupin county,"

Reported the same with an amendment,

Which was read and concurred in.

Ordered to a third reading as amended.

Mr. Richardson, from the select committee to which was referred the bill for

"An act to authorize Charles S. Dorsey to keep a ferry across the Illinois river,"

Reported the same back without amendment.

And recommended its rejection.

On the question,

Shall the bill be engrossed and read a third time?

It was decided in the negative.

Mr. Paullen, from the select committee to which was referred the resolution in relation to the publication of the decisions of the supreme court of this State, &c. reported a bill for

"An act for publishing and distributing the reports of the supreme court of this State,"

Which was read twice, and

On motion of Mr. Moore of St. Clair,

Referred to the committee on the Judiciary.

Mr. McMurtry, from the select committee to which was

referred a petition of the citizens of Henderson in Knox county, for an act of incorporation of said town, reported adverse to the prayer of said petitioners, and asked to be discharged from the further consideration of said petition,

Which was granted.

Mr. Minshall, from the select committee to which was referred the resolution from the Senate, relative to the boundary line of Morgan and Sangamon counties, &c.

Reported the same back with amendments.

Which were read and concurred in.

The resolution was then adopted as amended.

Ordered, That the Clerk inform the Senate thereof, and ask their concurrence in the amendments of the House to said resolution.

Mr. Shields, from the select committee to which was referred the bill for

"An act to continue the charter of the Bank of Kaskaskia, for a limited time,"

Reported the same back to the House with sundry amendments;

Which were read and concurred in.

Ordered to be engrossed.

Mr. Walker of Morgan, from the select committee to which was referred the bill for

"An act to locate a State road from Pekin, by Havanna to Jacksonville, and from Havanna to Athens,"

Reported the same back to the House with sundry amendments.

Which were read and concurred in.

Ordered to be engrossed.

Mr. Craig, from the select committee to which was referred the bill from the Senate, entitled

"An act to locate a State road from Peoria, by Oseola to Galena,"

Reported the same back with amendments,

Which were read and concurred in.

Ordered to a third reading as amended.

Mr. Hunt, from the select committee to which was referred the bill from the Senate, entitled

"An act to locate a State road from Albion to Maysville,"

Reported the same with amendments,

Which were read and concurred in.

Ordered to a third reading as amended.

Mr. Dunbar, from the select committee to which was referred the bill for

"An act to increase the salaries of the circuit Judges,"

Reported the same back to the House without amendment,

And recommended its rejection.

On motion of Mr. Galbreath,

The bill was re-committed to a select committee of seven, to be selected one from each Judicial circuit.

Ordered, That Messrs. Galbreath, Craig, Leary, Dougherty, Scarborough, Douglass and Stuntz, be that committee.

Mr. Whitten, from the select committee to which was referred the petitions of sundry citizens of Montgomery, for an appropriation to build a bridge across Shoal creek in said county, reported a bill for

"An act for a bridge across the east fork of Shoal creek in Montgomery county,"

Which was twice read, and

On motion of Mr. Witt,

Referred to a select committee of five.

Ordered, That Messrs. Witt, Whitten, Dement, Stone and Happy be that committee.

Mr. Craig, from the select committee to which was referred the bill from the Senate, entitled

"An act to establish a State road from Ottawa, to Ownes at High Point,"

Reported the same back with an amendment,

Which was read and concurred in.

Ordered to a third reading as amended.

Mr. Speaker laid before the House the following resignation, viz:

VANDALIA, February 11, 1837.

To the Hon. the Speaker of the House of Representatives:

SIR:

I hereby resign my seat as representative of Coles county, Illinois.

Your obedient servant,

U. F. LINDER.

Which was read, and

On motion of Mr. Stuart,

Laid on the table.

Mr. Oneille from the select committee to which was referred a bill for

"An act regulating certain circuits therein named,"

Reported the same back without amendment,

And recommended its rejection.

On motion of Mr. Richardson,

The bill was laid upon the table until the 4th day of July.

The yeas and nays being called for upon this question by Messrs. Dubois and Hardin,

Those voting in the affirmative are,

Messrs. Able, Ball, Barnett, Bently, Carpenter, Charles, Cloud, Courtright, Craig, Cullom, Davidson, Diarman, Dollins, Dougherty, Dubois, Edmonston, Enloe, French, Galbreath, Green of Clay, Hankins, Happy, Hardin, Hinshaw, Huey, Hunt, Lagow, Logan, McCown, McClernand, McMurtry, Marrs, Minor, Minshall, Moore of McLean, Moore of St. Clair, Morton, Murphy of Perry, Naper, Odam, Oneille, Pace, Paullen, Rawalt, Richardson, Scarborough, Smith of Wabash, Stuntz, Thompson, Turley, Turney, Walker of Cook, Watkins, Webb, Wheeler, and Whitten—56.

In the negative,

Messrs. Atwater, Dawson, Douglass, Edwards, Elkin, English, Harris, Lane, Leary, Lincoln, McCormick, Madden, Stone, Stuart, Voris, Wilson, and Mr. Speaker—17.

The bill from the Senate entitled

"An act to change part of a certain state road therein named."

Was read twice, and

Ordered to a third reading.

The resolution from the Senate, relative to the appointment of a joint select committee to contract for finishing the joiner work, &c. of two or three rooms of the State House

Was read and adopted.

Ordered, That Messrs. Hankins, Stuntz, and Lane, be that committee on the part of the House, and that the clerk inform the Senate thereof.

The resolution from the Senate, relative to the appointment of a joint select committee to fix the times of holding courts in the 6th and 7th circuits, &c.

Was read, when

Mr. Leary moved to refer said resolution to a select committee.

Mr. Richardson moved to lay said resolution upon the table.

The question was taken upon referring said resolution to a select committee,

And agreed to.

Ordered, That Messrs. Leary, Turney and Lane, be that committee.

The bill from the Senate, entitled

"An act to incorporate the Kaskaskia rail road company,"

Was read the first time, and

Ordered to a second reading.

The amendment of the Senate to the bill from the House, entitled

"An act allowing compensation to Judges and Clerks of election in certain cases,"

Was read.

Mr. Paullen called for a division of the question, so as to take the question upon striking out.

The question was then taken upon striking out, by yeas and nays upon the call of Messrs. Edmonston and Dunbar, as follow, to wit:

In the affirmative,

Messrs. Huey, Hunt, and Watkins—3.

In the negative,

Messrs. Atwater, Ball, Barnett, Bently, Cloud, Courtright, Craig, Crain, Davidson, Dawson, Dement, Dollins, Dougherty, Douglass, Dubois, Dunbar, Edmonston, Edwards, Elkin, English, Enloe, French, Galbreath, Green of Clay, Green of St. Clair, Hankins, Happy, Hardin, Hinshaw, Hogan, Lagow, Lane, Leary, Lincoln, Logan, McCormick, McMurtry, Madden, Minor, Minshall, Moore of McLean, Moore of St. Clair, Morton, Murphy of Perry, Naper, Oneille, Pace, Paullen, Rawalt, Richardson, Scarborough, Shields, Smith of Madison, Smith of Wabash, Stone, Stuart, Stuntz, Turley, Voris, Walker of Cook, Walker of Morgan, Webb, Wilson and Mr. Speaker—64.

Ordered that the Clerk inform the Senate thereof.

And then the House adjourned until 2 o'clock, P. M.

2 o'clock, P. M.

House met pursuant to adjournment.

On motion of Mr. Dement,

The special order of the day for this day in the committee of the Whole House, being the bill from the Senate, entitled

"An act to re-locate the State Penitentiary,"

Was postponed for the present for the purpose of taking up for consideration, the question pending at the adjournment of the House on Saturday evening last, being the amendment proposed by Mr. Dement to the amendment offered by Mr. Dunbar to the bill from the Senate, entitled

"An act to permanently locate the seat of Government of the State of Illinois,"

When,

Mr. Dunbar withdrew his amendment,

Mr. Dunbar moved to amend said bill by striking out the word "twentieth" wherever it occurs and insert the words "twenty-third:"

Fill the first blank with the the word "fifty:"

Fill the second blank with the word "three:" and

Add the following proviso to the 4th section, viz:

Provided, That this act shall be null and void, unless the sum of fifty thousand dollars be donated by individuals, and secured by bonds and security to be approved of by the Governor, and made payable to the State Treasurer, to become due at such time as the Governor shall direct; which bonds shall be executed and filed with the State Treasurer on or before the first day of May next, and which donation is especially designed to meet the appropriation hereinbefore made, and shall be applied exclusively and immediately to that object: and also unless a sufficient quantity of ground, not less than two acres upon which to erect public buildings be donated and conveyed to the State, without expense to the State.

Mr. Dement moved to refer said bill to a select committee of seven;

Which was decided in the negative, by yeas and nays, upon the call of Messrs. Lincoln and Walker of Morgan, as follow, to wit:

In the affirmative,

Messrs. Ball, Bently, Carpenter, Crain, Davidson, Dement,

Diarman, Dollins, Douglass, English, Enloe, French, Green of Clay, Hankins, Harris, Hogan, Huey, Lagow, McCown, Madden, Marrs, Moore of McLean, Odam, Pace, Smith of Madison, Voris, Walker of Morgan, Whitten, and Wood—29.

In the negative,

Messrs. Able, Aldrich, Atwater, Charles, Cloud, Courtright, Craig, Cullom, Dawson, Dougherty, Dubois, Edmonston, Edwards, Elkin, Galbreath, Green of St. Clair, Happy, Hardin, Hinshaw, Hunt, Lane, Leary, Lincoln, Logan, McCormick, McClernand, McMurtry, Minshall, Moore of St. Clair, Morton, Murphy of Perry, Murphy of Vermilion, Oneille, Paullen, Rawalt, Richardson, Scarborough, Smith of Wabash, Stone, Stuart, Stuntz, Thompson, Turley, Watkins, Webb, Wilson, Witt, and Mr. Speaker—48.

Mr. Dement moved to lay said bill and proposed amendment upon the table, until the first Monday in December, 1839,

Which was decided in the negative by yeas and nays upon the call of Messrs. Bently and Wheeler, as follow, viz:

In the affirmative,

Messrs. Ball, Bently, Carpenter, Cloud, Crain, Davidson, Dement, Diarman, Dollins, Douglass, English, Enloe, Green Clay, Hankins, Happy, Hardin, Harris, Hinshaw, Hogan, Huey, Lagow, McCown, McMurtry, Madden, Marrs, Moore of McLean, Morton, Odam, Pace, Paullen, Rawalt, Smith of Madison, Voris, Walker of Morgan, Whitten, Witt, Wood and Mr. Speaker—38.

In the negative,

Messrs. Able, Aldrich, Atwater, Barnett, Charles, Courtright, Craig, Cullom, Dawson, Dougherty, Dubois, Dunbar, Edmonston, Edwards, Elkin, French, Galbreath, Green of St. Clair, Hunt, Lane, Leary, Lincoln, Logan, McCormick, McClernand, Minshall, Moore of St. Clair, Murphy of Perry, Murphy of Vermilion, Oneille, Richardson, Scarborough, Smith of Wabash, Stone, Stuart, Stuntz, Thompson, Turley, Watkins, Webb, Wheeler and Wilson—42.

On motion of Mr. Webb,

Said bill and proposed amendments were referred to a committee of the whole House, and the House now resolved itself into a committee of the whole upon said bill and amendment, after some time spent therein,

Mr. Speaker resumed the Chair, and

Mr. Smith of Wabash, reported that the committee of the

Whole House had, according to order, had said bill and amendment under consideration, and made some progress therein, and had directed him to ask leave to sit again.

On the question,

Shall the committee of the whole have leave to sit again on said bill?

It was decided in the affirmative.

And then the House adjourned.

WEDNESDAY, February 15, 1837.

House met pursuant to adjournment.

Mr. Madden, from the committee on Enrolled Bills, reported that on yesterday they laid before the Council of Revision bills of the following titles, viz:

"An act to locate a State road therein named."

"An act to locate a State road from Waterloo in Monroe county, to Nashville in Washington county."

"An act relating to certain school lands in the county of Fulton."

"An act to incorporate the Carthage Female High School and Teacher's Seminary."

"An act to authorize George W. Dole and others to build a toll bridge across the little Calumet."

Mr. Smith of Madison, from the select committee to which was referred the bill, entitled

"An act for the benefit of the infant heirs of William B. Collins, deceased,"

Reported the same with amendments;

Which were read and concurred in.

Ordered to be engrossed for a third reading as amended.

Mr. Lane, from the committee on Corporations, to which was referred the bill for

"An act to incorporate the Waynesville and Petersburg Rail Road Company,"

Reported the same back to the House without amendment.

Ordered to be engrossed for a third reading.

Mr. Douglass, from the committee on Petitions, to which was referred various petitions from the citizens of Cook, Will, and Kane counties and so forth, for a division of Cook county, &c. reported the same back to the House, and asked to be discharged from the further consideration of said petitions;

Which was granted.

On motion of Mr. Naper,

Said petitions were referred to the committee on Internal Improvements.

Mr. Harris, from the committee on the Militia, to which was referred the bill from the Senate, entitled

"An act to amend an act entitled an act for the organization and government of the Militia of this State, approved March 2d, 1833,"

Reported the same back to the House with an amendment,

Which was read and concurred in.

Ordered to a third reading as amended.

The bill from the Senate, entitled

"An act to review and re-locate a State road from Lebanon to Illinoistown,"

Was twice read, and

On motion of Mr. Stuntz,

Referred to a select committee.

Ordered, That Messrs. Stuntz, Crain, and Green of St. Clair, be that committee.

Mr. Speaker laid before the House a communication from the Auditor of Public Accounts, as follows, viz:

AUDITOR'S OFFICE, ILLINOIS,
Vandalia, February 14th, 1837.

To the Hon. the Speaker of the House of Representatives:

SIR:—I have the honor to transmit the following statement, in compliance with the resolution of the House of Representatives, requiring the Auditor to report "the amount of money allowed by the Secretary of State for the distribution of the laws and journals of the two sessions of the General Assembly of this State, and the persons' names to whom such allowances were made, and the counties in which the individuals distributed laws in consideration of such allowances."

Amount allowed for distributing the laws and journals of

the Legislature, session 1834, '35, to the following named individuals, viz:

James A. Whiteside,	$500 00
James Hall,	454 00
Benjamin W. Thompson,	96 00
Abraham Starnes,	60 00
Total amount,	$1,110 00

Amount allowed for distributing the laws and journals of the Legislature, session 1835, '36, to the following named individuals, viz:

James A. Whiteside,	$450 00
William E. McKennon,	235 00
George S. Willis,	444 00
Enoch Sanford,	86 00
Benjamin W. Thompson,	100 00
Harvey Lee,	120 00
Total amount,	$1,435 00

The sums above named were paid to the individuals upon the certificates of the Secretary of State, but as said certificates do not state in what counties the above named individuals distributed the laws, and as the contracts made with them are not filed in this office, I am unable to communicate the information asked for in the last clause of the resolution.

I have the honor to be, Sir,
Your obedient servant,
LEVI DAVIS, Aud. Pub. Acc'ts.

Which was read, and
On motion of Mr. Witt,
Laid upon the table.

Mr. Leary, from the select committee to which was referred the bill for

"An act to create certain counties therein named,"

Reported the same back to the House with an amendment,
Which was read and concurred in.

Mr. Naper moved to amend the bill by striking out the 4th section, and all parts of the bill in relation to 'Benton county;'

Which was decided in the negative by yeas and nays upon the call of Messrs. Naper and Galbreath, as follows, to wit:

In the affirmative,

Messrs. Aldrich, Atwater, Ball, Barnett, Bently, Cloud, Cullom, Davidson, Dubois, Dunbar, English, Enloe, Gal breath, Hardin, Hinshaw, Hogan, Huey, Leary, Logan, McClernand, Minshall, Moore of St. Clair, Murphy of Perry, Naper, Oneille, Shields, Stuart, Thompson, Turley, Watkins, Webb, Wood, and Mr. Speaker—33.

In the negative,

Messrs. Carpenter, Craig, Dawson, Dement, Dollins, Douglass, Edmonston, Edwards, Elkin, French, Hankins, Happy, Harris, Hunt, Lagow, Lane, Lincoln, McCormick, McCown, McMurtry, Madden, Marrs, Minor, Moore of McLean, Morton, Odam, Pace, Paullen, Rawalt, Scarborough, Smith of Madison, Smith of Wabash, Stone, Stuntz, Voris, Walker of Cook, Walker of Morgan, Wheeler, Whitten, and Wilson—40.

On motion of Mr. Naper,

Referred to a select committee of five.

Ordered, That Messrs. Naper, Madden, Craig, Walker of Cook, and Atwater be that committee.

A message from the Senate by Mr. Thomas, their Secretary.

Mr. Speaker:

The Senate have concurred with the House of Representatives in the passage of the bill, entitled

"An act to locate a State road therein named, and for other purposes,"

As amended by them,

And ask the concurrence of the House of Representatives in their amendments to said bill.

And then he withdrew.

The bill from the Senate, entitled

"An act to incorporate the Rushville Insurance Company,"

Was twice read.

Mr. Witt moved to refer said bill to the committee on Corporations:

Which was not agreed to.

On motion of Mr. Richardson,

Referred to a select committee.

Ordered, That Messrs. Richardson, Minshall, and Happy, be that committee.

Mr. McClernand, from the select committee to which was referred the bill for

"An act providing for the application of an unexpended balance in Gallatin county,"

Reported the same without amendment,

And recommended its passage. When,

On motion of Mr. Odam,

Referred to a select committee of five.

Ordered That Messrs. Odam, McClernand, Dougherty, Harris and Logan be that committee.

The bill from the Senate entitled

"An act to authorize Samuel Rodgers to sell and convey certain real estate therein described,"

Was read the third time and passed.

Ordered, That the title of the bill be as aforesaid, that the Clerk inform the Senate thereof.

The bill from the Senate, entitled

"An act to incorporate the Illinois beet-sugar, silk, and vegetable oil manufacturing company,"

Was read the third time.

On motion of Mr. Smith of Wabash,

The 11th section of the bill was amended by adding the following proviso, viz:

Provided, The land to be held by said company shall not exceed, at any one time, 640 acres.

On the question,

Shall said bill now pass as amended?

It was decided in the affirmative by yeas and nays, upon the call of Messrs. Bently and Moore of St. Clair, as follow, viz:

In the affirmative,

Messrs. Aldrich, Atwater, Ball, Barnett, Cloud, Craig, Crain, Cullom, Dubois, Dunbar, Edwards, Elkin, Green of Clay, Harris, Hogan, Huey, Lagow, Leary, Lincoln, McCormick, McMurtry, Madden, Minshall, Moore of McLean, Moore of St. Clair, Naper, Oneille, Pace, Rawalt, Richardson, Scarborough, Shields, Smith of Madison, Smith of Wabash, Stone, Stuart, Stuntz, Thompson, Turley, Voris, Walker of Cook, Walker of Morgan, and Wilson—43.

In the negative,

Messrs. Bently, Courtright, Davidson, Dement, Diarman, Dollins, Dougerty, Douglass, Edmonston, English, Enloe, French, Galbreath, Hankins, Happy, Hinshaw, Hunt, Lane, Logan, McCown, McClernand, Marrs, Morton, Murphy of

Perry, Odam, Paullen, Watkins, Wheeler, Whitten, Witt, Wood, and Mr. Speaker—32.

Ordered, That the title of the bill be as aforesaid, that the Clerk inform the Senate thereof, and ask their concurrence in the amendment of the House to said bill.

The engrossed bills, entitled

"An act for a State road from Grigsville via Portland to Joshua Hank's in Greene county."

"An act to establish the county of Livingston."

"An act for the relief of heirs of John Thompson. dec'd."

"An act to locate a State road from Decatur to Waynesville."

"An act to locate a State road from Thornton to Lockport, Plainfield and Blackberry creek." And

"An act to authorize John Haynes to build a toll bridge across the Skillet Fork."

Were severally read the third time, and passed.

Ordered that the titles of the bills be as aforesaid, that the Clerk carry said bills to the Senate and ask their concurrence therein.

The bill from the Senate entitled

"An act to incorporate the Stockholders of the Pittsfield and Misssippi rail road company,"

Was read the third time.

On motion of Mr. Paullen,

The 1st section of the bill, 7th line, was amended by inserting after the words "body politic," the words "for the term of thirty years."

Also, the 5th section by striking out all after the words "overplus" in the 6th line from the bottom.

Also, the 11th section, second line, after the word "constructed," insert "and expend thereon the sum of ten thousand dollars."

The bill then passed as amended.

Ordered, That the title of the bill be as aforesaid, that the Clerk inform the Senate thereof and ask their concurrence in the amendments of the House to said bill.

The bill from the Senate, entitled

"An act to regulate proceedings by attachment before Justices of the Peace,"

Was read, and

On motion of Mr. Stone,

The 13th section of the bill was amended by adding the following proviso, viz:

Provided always, Appeals from the judgment of justices of the peace, under the provisions of this act, may be allowed, taken and perfected as in other cases of appeals from the judgments of justices of the peace.

Mr. Logan moved to refer said bill to a select committee of five;

Which was not agreed to.

The bill then passed as amended.

Ordered, That the title of the bill be as aforesaid, that the Clerk inform the Senate thereof, and ask their concurrence in the amendments of the House thereto.

The engrossed bill entitled

"An act to vacate the survey and plat of the town of Concord,"

Was read a third time, and passed.

On motion of Mr. Atwater,

The title of the bill was amended by adding the words "and West Windsor,"

Ordered, That the title of the bill be as amended, that the Clerk carry said bill to the Senate, and ask their concurrence therein.

And then the House adjourned until 2 o'clock, P. M.

2 o'clock, P. M.

House met pursuant to adjournment.

Mr. Madden, from the committee on Enrolled Bills, reported as correctly enrolled bills of the following titles, viz:

"An act to incorporate the Illinois Beet Sugar Manufacturing Company."

"An act to incorporate the Peoria Commercial Insurance Company."

"An act to change a State road therein named."

"An act to alter the name of William Lock."

"An act to organize Henry county."

"An act to incorporate the Jo Daviess Marine and Fire Insurance Company,"

"An act to incorporate the Stonington College of Illinois."

"An act to incorporate the Pekin Hotel Company." And

"The memorial to Congress on the subject of granting pre-emption rights on public lands."

And afterwards reported that they had this day laid said bills, before the Council of Revision; and delivered said memorial to the Governor.

The House now, according to special order, resolved itself into a committee of the Whole House to take into consideration the bill from the Senate, entitled

"An act to re-locate the State Penitentiary,"

And other papers referred therewith,

And after some time spent therein,

Mr. Speaker resumed the Chair, and

Mr. Stone reported that the committee of the Whole House had, according to order, had said bill &c. under consideration, had made sundry amendments thereto, in which they ask the concurrence of the House.

Mr. Edmonston called for a division of the question, so as to take the question upon striking out.

Mr. Bently moved to lay said b ll on the table until the 4th day of July next;

Which was decided in the negative by yeas and nays, upon the call of Messrs. Bently and Hogan, as follow, viz:

In the affirmative,

Messrs. Bently, Carpenter, Cloud, Courtright, Cullom, Dement, Diarman, Dollins, Douglass, English, Galbreath, Happy, Lagow, McCown, McClernand, McMurtry, Marrs, Morton, Pace, Paullen, Stuntz, Turley, Turney, Voris, Walker of Cook, Walker of Morgan, Wheeler, Whitten, Wilson and Witt—29.

In the negative,

Messrs. Able, Aldrich, Atwater, Ball, Barnett, Craig, Crain, Davidson, Dawson, Dougherty, Dubois, Dunbar, Edmonston, Edwards, Elkin, Enloe, French, Green of Clay, Hardin, Harris, Hinshaw, Hogan, Hunt, Leary, Lincoln, Logan, McCormick, Madden, Minshall, Moore of McLean, Moore of St. Clair, Murphy of Perry, Naper, Odam, Oneille, Rawalt, Richardson, Scarborough, Shields, Smith of Madison, Smith of Wabash, Stone, Stuart, Watkins, Webb, and Mr. Speaker —46.

On motion of Mr. Shields,

Said bill, &c. were referred to the committee on the Judiciary.

Message from the Senate by Mr. Thomas, their Secretary.

Mr. Speaker,

The Senate have passed bills of the following titles, viz:

"An act to authorize the persons therein named to build a mill dam."

"An act declaring the Road from Covington in Washington county, by Nashville to Pinckneyville in Perry county, a State road."

"An act to incorporate the Chester, Nashville and Pinckneyville Rail-road company."

"An act to incorporate the Pike county manufacturing company."

In the passage of which several bills, they ask the concurrence of the House of Representatives.

They have concurred with the House of Representatives in the passage of bills of the following titles, to wit:

"An act to establish a State Road from Danville to Ottawa."

"An act to incorporate the town of Upper Alton." And

"An act to incorporate the Mississippi and Rock river Canal Company."

They have concurred with the House of Representatives in the passage of bills of the following titles, to wit:

"An act to locate a State road from Meredocia to Warsaw." And

"An act to locate a State road from Carlinville in Macoupin county, to Greenville in Bond county."

As severally amended by them;

And ask the concurrence of the House of Representatives in their amendments to said bills respectively.

And then he withdrew.

Another message from the Senate, by Mr. Thomas their Secretary.

Mr. Speaker:

The Senate have concurred with the House of Representatives in the passage of the bills of the following titles,

"An act to construct a rail road from Naples to Jacksonville." And

"An act to incorporate the Quincy, Jacksonville, and Springfield Turnpike Company."

They have amended the title of the last mentioned bill by inserting the word 'Griggsville' after the word 'Quincy;'

And ask the concurrence of the House of Representatives in said amendment to the title of said bill.

And then he withdrew.

And the House adjourned.

THURSDAY, February 16, 1837.

House met pursuant to adjournment.

On motion of Mr. Smith of Wabash,

The vote taken yesterday on the passage of the bill from the Senate, entitled

"An act to incorporate the Stockholders of the Pittsfield and Mississippi rail road company,"

Was re-considered,

When,

On motion of Mr. Wheeler,

Said bill was referred to a select committee of five.

Ordered, That Messrs. Wheeler, Paullen, Smith of Wabash, Lane, and Minshall, be that committee.

Mr. Lincoln, from the committee on Finance, who were required by a resolution to ascertain the amount of money annually receivable into the State Treasury, by operation of the existing revenue laws, and also the amount necessary to meet the current expenses of the Government, report

That the amount receivable from all sources, is $57,895 15

And the amount required, 55,151 95

The different items forming the above amount of money are as follows, viz:

From non-resident land tax,	$45,395 15
From State Bank,	12,000 00
From Shawneetown Bank,	1,500 00
Total as above,	$57,895 15

As to the amount necessary to meet the current expenditures of the government, the committee on Finance have relied

on a report made by the committee on Public Accounts and Expenditures, which as above is $55,151 97

The committee on Finance, on looking over the report of the committee on Public Accounts and Expenditures discover that in their judgment, much too small a sum is allowed for a contingent fund, they therefore think it prudent to add 15,000 00

70,151 97

From which take the revenue, 57,895 15

Leaving a deficit of $12,256 82

A message from the Senate by Mr. Thomas, their Secretary.

Mr. SPEAKER:—

The Senate have passed a bill of the following title, viz:

"An act relating to the improvement of the navigation of the Saline river, and for the purpose of preserving the same,"

And ask the concurrence of the House of Representatives in the passage of said bill.

They have concurred with the House of Representatives in the passage of the bill, entitled

"An act to re-locate a part of a State road, leading from Jacksonville to Springfield."

And he withdrew.

Mr. Smith of Wabash, from the committee on Internal Improvements to which was referred the bill for

"An act to amend an act, entitled an act for the construction of the Illinois and Michigan Canal," approved January 9, 1836,

And the amendment thereto,

Reported the same back to the House without amendment,

And that he was directed by a majority of said committee to recommend a rejection of the bill.

Mr. Webb moved to lay the bill and proposed amendments upon the table until the first day of June next,

And after discussion had thereon, and the hour having expired for the reception of reports, &c.

On motion of Mr. Hardin,

The rule of the House was dispensed with for the purpose of continuing the action of the House upon the bill, entitled

"An act to amend an act, entitled an act for the construc-

tion of the Illinois and Michigan canal," approved January 9, 1836.

Message from the council of Revision by Mr. Owings, their Secretary.

Mr. SPEAKER:—

The Council of Revision have approved of bills of the following titles viz:

"An act to encourage the killing of wolves;"

"An act authorizing the election of additional Notaries Public, Justices of the Peace, Constables and Surveyors in Madison and other counties;"

"An act to locate a certain State road;"

"An act to locate a State road therein named."

"An act to locate a State road from John Orrender's in Marion county, to Elijah Nelson's in Clay county."

"An act vacating a part of a State road therein named."

"An act to locate a State road from Waterloo in Monroe county, to Nashville in Washington county."

And he withdrew.

And then the House adjourned until 2 o'clock, P. M.

2 o'CLOCK, P. M.

House met pursuant to adjournment.

The question pending at the adjournment of the House in the forenoon, being upon the motion of Mr. Webb, to lay the bill entitled

"An act to amend an act, entitled an act for the construction of the Illinois and Michigan Canal,"

And the amendment proposed thereto, upon the table until the first day of June, again coming up for consideration, was further debated for some time, when

Mr. Lane moved that the House adjourn,

Which was not agreed to.

The question was then taken upon laying said bill and proposed amendment upon the table until the first day of June,

And decided in the negative by yeas and nays, upon the call of Messrs. Leary and Cloud, as follow, viz:

In the affirmative,

Messrs. Able, Barnett, Courtright, Craig, Crain, Cullom, Dawson, Dougherty, Dubois, Dunbar, Edwards, Elkin, Galbreath, Green of Clay, Hardin, Hogan, Huey, Hunt, Lane, Leary, Lincoln, McCormick, McClernand, Minshall, Moore of St. Clair, Murphy of Vermilion, Naper, Oneille, Rawalt, Richardson, Stone, Stuart, Stuntz, Thompson, Watkins, Webb, and Wilson—37.

In the negative,

Messrs. Atwater, Ball, Bently, Carpenter, Cloud, Davidson, Dement, Dollins, Douglass, Edmonston, English, French, Hankins, Happy, Harris, Hinshaw, Lagow, Logan, McMurtry, Madden, Marrs, Minor, Moore of McLean, Morton, Murphy of Perry, Odam, Pace, Paullen, Scarborough, Shields, Smith of Madison, Smith of Wabash, Turley, Turney, Voris, Walker of Cook, Walker of Morgan, Wheeler, Whitten, and Mr. Speaker—40.

And then the House adjourned.

FRIDAY, February 17, 1837.

House met pursuant to adjournment.

Mr. Madden from the committee on Enrolled bills, reported as correctly enrolled, bills of the following titles, viz:

"An act to establish a State road from Danville to Ottawa."

"An act to alter and re-locate a part of the State road leading from Jacksonville to Sprtngfield."

"An act to construct a Rail-road from Naples to Jacksonville." And

"An act to incorporate the town of Upper Alton."

Mr. Madden, from the same committee, afterwards report-

ed that they had this day laid before the Council of Revision the aforesaid bills.

The question pending at the adjournment of the House on yesterday evening, being upon the amendment proposed by Mr. Smith of Wabash to the bill for

"An act to amend an act entitled an act for the construction of the Illinois and Michigan canal, approved Jan. 9th, 1836,"

Again coming up for consideration, when

Mr. Smith of Wabash withdrew his amendment.

Mr. Smith of Wabash moved to amend the bill by striking out the 6th section, and inserting the following viz:

Sec. 6. The future operations of the Canal Commissioners on that portion of the canal, lying between Chicago and Lockport, shall be prosecuted according to the present plan, but in such a manner, that if it be necessary to change the plan hereafter, the work executed could be adapted to that change.

Sec. 7 The Board of Canal Commissioners are hereby authorized and required to procure Benjamin Wright, of the State of New-York, or some other competent and disinterested Civil Engineer of known and acknowledged skill and practical canal engineering, whose express duty it shall be to examine into the practicability, cost and probable time of completion of the aforesaid portion of the canal lying between Chicago and Lockport according to its present proposed plan.

Sec. 8. The said Engineer shall also make a critical and thorough examination of the practicability of amply supplying with water, under all possible contingencies, a canal of the present contemplated capacity on the summit level plan, if such a plan should hereafter be deemed advisable; and also to examine into the cost and probable time of completing the same.

Sec. 9. The said examining Engineer shall make out and return to the Board of Canal Commissioners, under his oath or affirmation, a full and detailed report of his proceedings under the provisions of this act, which report the said Board shall lay before the General Assembly at their next session.

Which was read.

Mr. Harris moved to amend the amendment by striking out the 7th section of the bill.

When,

On motion of Mr. Naper,

The bill and proposed amendment were referred to a select committee of five.

Ordered, That Messrs. Naper, Smith of Wabash, Douglass Madden, and Dougherty, be that committee.

And then the House adjourned until 2 o'clock P. M.

2 o'clock, P. M.

House met pursuant to adjournment.

On motion of Mr. Webb,

The committee of the whole House was discharged from the further consideration of the bill from the Senate, entitled

"An act to permanently locate the Seat of Government of the State of Illinois."

Message from the Senate, by Mr. Thomas their Secretary.

Mr. Speaker:

The Senate have concurred with the House of Representatives in the passage of the bill, entitled

"An act to locate a State road from Pekin to Paris,"

As amended by them.

They have amended the title of said bill by inserting the words "in Tazewell county," afther the word "Pekin," and the words "in Edgar county," after the word "Paris."

And ask the concurrence of the House of Representatives in the amendments of the Senate to said bill and the title thereof.

And then he withdrew.

The amendment proposed by Mr. Dunbar to the bill from the Senate, entitled

"An act to permanently locate the seat of Government of the State of Illinois,"

Again coming up for consideration,

Mr. Dement moved to amend the proposed amendment, by striking out the words "Fill the first blank with the word fifty:"

Also, all of the proposed *proviso*: and also, all of the fourth

section of the bill after the word "expired," in the sixth line,

Which was decided in the negative by yeas and nays upon the call of Messrs. Dement and Bently, to wit:

In the affirmative,

Messrs. Bently, Cloud, Davidson, Dement, Douglass, English, French, Green of Clay, Hankins, Happy, Hinshaw, Hogan, Huey, Lagow, McCown, Madden, Marrs, Morton, Naper, Pace, Paullen, Shields, Smith of Madison, Smith of Wabash, Stuntz, Voris, Walker of Cook, Walker of Morgan, Whitten, and Mr. Speaker—30.

In the negative,

Messrs. Able, Aldrich, Atwater, Ball, Barnett, Charles, Courtright, Craig, Crain, Cullom, Dawson, Dougherty, Dubois, Dunbar, Edmonston, Edwards, Elkin, Enloe, Galbreath, Hardin, Harris, Hunt, Lane, Leary, Lincoln, Logan, McCormick, McMurtry, Minor, Minshall, Moore of McLean, Moore of St. Clair, Murphy of Perry, Murphy of Vermilion, Odam, Oneille, Rawalt, Richardson, Scarborough, Stone, Stuart, Thompson, Turney, Watkins, Webb, and Wilson—45.

On motion of Mr. Rawalt,

The proposed amendment was amended by adding the following:

Provided further, That said election shall not continue more than two days.

The question was then taken on the adoption of the proposed amendment of Mr. Dunbar, as amended, and decided in the affirmative by yeas and nays as follow upon the call of Messrs. Dement and Walker of Morgan, to wit:

In the affirmative,

Messrs. Able, Aldrich, Atwater, Ball, Carpenter, Charles, Courtright, Craig, Crain, Cullom, Davidson, Dawson, Dougherty, Dubois, Dunbar, Edmonston, Edwards, Elkin, Enloe, French, Galbreath, Hardin, Harris, Hunt, Lane, Leary, Lincoln, Logan, McCormick, McCown, McMurtry, Minor, Minshall, Moore of St. Clair, Morton, Murphy of Vermilion, Odam, Oneille, Rawalt, Richardson, Scarborough, Shields, Smith of Wabash, Stone, Stuart, Thompson, Turley, Turney, Watkins, Webb, Wilson and Mr. Speaker—53.

In the negative,

Messrs. Bently, Cloud, Dement, Dollins, Douglass, English, Green of Clay, Hankins, Happy, Hinshaw, Hogan, Huey, Lagow, Madden, Marrs, Naper, Pace, Paullen, Smith of Madison, Stuntz, Voris, Walker of Cook, Walker of Morgan, Whitten, Witt, and Wood—23.

Mr. Turney moved further to amend the bill by striking all out after the enacting clause and inserting the following, viz:

"That there shall be seven commissioners elected by joint ballot of both Houses of this General Assembly, whose duty it shall be to make a thorough examination, and select the most practicable site for the seat of Government, having in view the Geographical centre of the State, and that said commissioners report to the next General Assembly, the first week of the session."

Mr. Lincoln called for a division so as to take the vote first on striking out.

The question was then taken on striking out,

And decided in the negative.

When,

On motion of Mr. Whitten,

The bill was laid upon the table until the 4th day of July.

The yeas and nays being called for on this question by Messrs. Whitten and Leary,

Those voting in the affirmative are

Messrs. Atwater, Bently, Cloud, Davidson, Dement, Douglass, English, Enloe, French, Green of Clay, Hankins, Happy, Hardin, Harris, Hinshaw, Hogan, Huey, Hunt, Lagow, McCown, McMurtry, Madden, Marrs, Morton, Pace, Paullen, Rawalt, Shields, Smith of Madison, Smith of Wabash, Stuntz, Voris, Walker of Cook, Walker of Morgan, Wheeler, Whitten, Witt and Mr. Speaker—39.

In the negative,

Messrs. Able, Aldrich, Ball, Barnett, Charles, Courtright, Craig, Crain, Cullom, Dawson, Dougherty, Dubois, Dunbar, Edmonston, Edwards, Elkin, Galbreath, Lane, Leary, Lincoln, Logan, McCormick, McClernand, Minshall, Moore of McLean, Murphy of Vermilion, Naper, Odam, Oneille, Scarborough, Stone, Stuart, Thompson, Turley, Watkins, Webb, and Wilson—38.

The engrossed bills entitled

"An act for the relief of John Logsdon, Butler Logsdon, Joseph Logsdon, Nancy Brown and Susan Williams;"

"An act to amend an act, entitled an act to incorporate the inhabitants of such towns as may wish to be incorporated," approved February 12, 1831;

"An act amending an act, entitled an act concerning forcible entry and detainer," approved February 2, 1827; and

"An act for a state road from Pinckneyville in Perry county, to Golconda in Pope county,"

Were severally read a third time and passed.

Ordered that the titles of the bills be as aforesaid, that the Clerk carry said bills to the Senate and ask their concurrence in the passage thereof.

The engrossed bill entitled

"An act to encourage volunteer companies,"

Was read the third time, and

On motion of Mr. Rawalt,

The bill was amended, by adding the following as an additional section, viz:

Sec. 11. So much of the 8th section of an act, entitled "an act for the organization and government of the militia of this State," in force July 2, 1833, as requires a volunteer to give notice in writing to the commanding officer of the company in which he was enrolled, and authorizes commandants of Regiments to disband independent companies, be and the same is hereby repealed.

This act to take effect from and after its passage.

On motion of Mr. Moore of St. Clair,

The bill was further amended, by adding to the second section the following, viz:

"And all militia officers, and any person interested therein."

The bill then passed as amended.

Ordered, That the title of the bill be as aforesaid, that the Clerk carry said bill to the Senate and ask their concurrence in the passage thereof.

The engrossed bill entitled

"An act to establish the county of Bureau,"

Was read the third time.

Mr. Atwater moved to strike out all of said bill after the enacting clause.

On motion of Mr. Douglass, the amendment was amended by filling the blank in the sixth section with the word "sixth."

The question was then taken on striking out,

And decided in the negative.

Mr. Atwater moved to lay the bill on the table,

Which was not agreed to.

Mr. Atwater moved to amend the bill, by adding after the word "place" in the 9th line, 1st section, the following, viz:

"Two miles south of the township line, between township fifteen and sixteen north, thence west on the section line to

the north west corner of section eighteen of township fifteen north of range eight, east of the fourth principal meridian, thence south to the line between townships fourteen and fifteen."

When,

On motion,

The House adjourned.

SATURDAY, February 18, 1837.

House met pursuant to adjournment.

Mr. Madden, from the Committee on Enrolled Bills, reported that on yesterday they laid before the Council of Revision bills of the following titles, viz:

"An act to establish a State Road from Danville to Ottawa."

"An act to alter and re-locate a part of the State road leading from Jacksonville to Springfield."

"An act to construct a Rail-road from Naples to Jacksonville." And

"An act to incorporate the town of Upper Alton."

Mr. Lane, from the committee on Corporations, to which was referred the bill for

'An act to incorporate the Edwardsville and Chippewa Rail-road Company,"

Reported the same back to the House with amendments,

Which were read and concurred in.

Ordered to be engrossed for a third reading.

Mr. Enloe moved that the vote taken last evening to lay the bill from the Senate, entitled

"An act permanently to locate the seat of Government of the State of Illinois,"

And the amendments thereto, on the table until the 4th day of July next, be re-considered;

Which was decided in the affirmative by yeas and nays upon the call of Messrs. Douglass and Whitten, as follow, viz:

In the affirmative,

Messrs. Able, Atwater, Charles, Courtright, Crain, Cullom, Dawson, Dougherty, Dubois, Dunbar, Edmonston, Edwards, Elkin, Enloe, Galbreath, Hunt, Lane, Leary, Lincoln, Logan, McCormick, McClernand, Minshall, Moore of McLean, Moore of St. Clair, Murphy of Perry, Murphy of Vermilion, Naper, Oneille, Reddick, Richardson, Scarborough, Smith of Wabash, Stone, Stuart, Thompson, Turley, Voris, Watkins, Webb, Wilson, and Wood—42.

In the negative,

Messrs. Aldrich, Ball, Barnett, Bently, Carpenter, Cloud, Craig, Davidson, Dement, Dollins, Douglass, English, French, Green of Clay, Hankins, Happy, Hardin, Harris, Hinshaw, Hogan, Huey, Lagow, McCown, McMurtry, Madden, Marrs, Minor, Morton, Pace, Paullen, Shields, Smith of Madison, Stuntz, Turney, Walker of Cook, Walker of Morgan, Wheeler, Whitten, Witt, and Mr. Speaker—40.

Th question was then taken upon laying upon the table until the 4th day of July next;

And decided in the negative, by yeas and nays, upon the call of Messrs. Bently and Witt, as follow, viz:

In the affirmative,

Messrs. Aldrich, Barnett, Bently, Carpenter, Cloud, Dement, Dollins, Douglass, English, French, Green of Clay, Hankins, Happy, Hardin, Harris, Hinshaw, Hogan, Huey, Lagow, McCown, McMurtry, Madden, Marrs, Morton, Odam, Pace, Paullen, Shields, Smith of Madison, Stuntz, Voris, Walker of Cook, Walker of Morgan, Wheeler, Whitten, Witt, and Mr. Speaker—37.

In the negative,

Messrs. Able, Atwater, Ball, Charles, Courtright, Craig, Crain, Cullom, Davidson, Dawson, Dougherty, Dubois, Dunbar, Edmonston, Edwards, Elkin, Enloe, Galbreath, Hunt, Lane, Leary, Lincoln, Logan, McCormick, McClernand, Minor, Minshall, Moore of McLean, Moore of St. Clair, Murphy of Perry, Murphy of Vermilion, Naper, Oneille, Reddick, Richardson, Scarborough, Smith of Wabash, Stone, Stuart, Thompson, Turley, Turney, Watkins, Webb, Wilson and Wood—46.

Mr. Dement moved to amend the bill by striking out the first, second, third, and fourth sections, and insert the following, to wit:

That, at the next general election for Governor and Lieu-

tenant Governor, there shall be a poll opened at every place of voting for said officers, for the purpose of receiving votes from all eligible voters, for the seat of Government, and the following named places shall be put in nomination, to wit: Vandalia, Springfield, Peoria, Jacksonville, Alton, and the vote of the people upon that subject shall be opened and compared with the vote of the Governor and Lieut. Governor, and in the same manner by the next General Assembly; and then the General Assembly shall during that session proceed to select, by joint vote of both branches of the General Assembly, from the three points receiving the greatest number of votes, one for the permanent seat of Government of this State: The selection to be made by an election of both branches of the General Assembly, and no place shall be considered selected until it receives a majority of all the members voting.

Mr. Smith of Wabash moved to amend the amendment by striking out the 5th section of the bill;

When,

On motion of Mr. Lincoln,

The bill was laid on the table until Monday next.

A message from the Senate by Mr. Thomas, their Secretary.

Mr. SPEAKER:

The Senate have passed a bill, entitled

"An act to locate a State road from Decatur in Macon county, to Carlinville in Macoupin county, via Edinburgh in Sangamon county."

And ask the concurrence of the House of Representatives in the passage of said bill.

And then he withdrew.

Mr. Naper, from the select committee to which was referred the bill for

"An act to amend an act entitled an act for the construction of the Illinois and Michigan canal, approved 9th, Jan. 1836,"

Reported the same back with an amendment,

Which was read and concurred in.

Mr. Hardin moved to amend the bill by adding the following as an additional section, viz:

Sec. 13. No member of the present General Assembly shall be eligible to the office of Canal Commissioner, nor to

any office or appointment under and from the Board of Canal Commissioners during the period for which he was elected.

Mr. Walker of Morgan moved to amend the amendment by adding the following, viz:

Neither shall any former Commissioner be eligible to said office.

Mr. Webb moved the previous question.

The question was then taken on the amendment proposed by Mr. Hardin;

And decided in the negative by yeas and nays, upon the call of Messrs. Hardin and Stone, as follow, viz:

In the affirmative,

Messrs. Atwater, Charles, Dougherty, Dubois, Dunbar, Elkin, Hardin, Minor, Minshall, Moore of St. Clair, Oneille, Paullen, Stone, Stuart, Thompson, Turley, Walker of Morgan, Watkins, Webb, Wheeler, Wilson, Witt and Mr. Speaker—23.

In the negative,

Messrs. Ball, Barnett Carpenter, Cloud, Courtright, Craig, Crain, Cullom, Davidson, Dawson, Dement, Dollins, Douglass, Edmonston, Edwards, English, Enloe, Galbreath. Green of Clay, Hankins, Happy, Harris, Hinshaw, Huey, Hunt, Lagow, Lane, Leary, Lincoln, Logan, McCormick, McCown, McClernand, McMurtry, Madden, Marrs, Moore of McLean, Murphy of Perry, Naper, Pace, Rawalt, Reddick, Richardson, Shields, Smith of Madison. Smith of Wabash, Stuntz, Turney, Voris, Walker of Cook, Whitten, and Wood—53.

And thereupon the question was taken,

Shall the main question be now put?

And decided in the affirmative.

The question was then put upon ordering said bill to be engrossed and read a third time;

Which was decided in the affirmative.

Mr. Richardson, from the select committee to which was referred the bill for

"An act for the benefit of McDonough county,"

Reported the same back to the House without amendment.

Ordered to be engrossed for a third reading.

Mr. McClernand, from the select committee to which was referred the bill for

"An act to provide for the printing, binding and distributing the Laws and Journals of this State,"

Reported the same back to the House without amendment.

Ordered to be engrossed for a third reading.

Mr. Richardson, from the select committee to which was referred the bill from the Senate, entitled

"An act to incorporate the Rushville Insurance Company,"

Reported the same back with an amendment,

Which was read and concurred in.

Ordered to a third reading.

Mr. Dougherty, from the joint select committee, appointed to examine into the condition and financial concerns of the State Bank of Illinois and its Branches, made the following report, to wit:

The Joint Select Committee, appointed to examine into the condition and financial concerns of the State Bank of Illinois and its branches, &c. &c.

REPORT.

The deep and pervading interest which has been felt by the community generally, and which has found an expression in the resolution of the General Assembly, under which the Committee have acted, has not been without its effect in inducing the Committee to devote all the attention to the investigation of the concerns of the Bank, necessary to enable them to express an enlightened opinion upon the subject. They feel persuaded that the examination in which they have been engaged, has enabled them to present a statement of facts which may be relied on. Although the opinions which they may express, may not be universally admitted; yet they are well assured that the facts contained in the report on which those opinions are formed, cannot be justly denied.

The first duty to be performed by the committee, in pursuance of the foregoing resolution referred to, was, "to examine into the condition and fiscal concerns of the Bank, in order to ascertain whether it would be a safe depository of the public funds." In the prosecution of this enquiry, it became evident that it was necessary to proceed to Springfield, and examine by the books and papers of the Bank, from its organization, as well as by an examination of its officers under oath, into all facts from which a conclusion could legitimately be arrived at. The committee, accordingly, visited that place, and upon their arrival informed the President of the Bank of the duties imposed upon them, of their desire to perform those duties, and of the course which they desired should be given to

the examination. To this examination a ready assent was given, and every facility afforded by which the investigation of the committee could be forwarded.

By an inspection of the books and papers of the Bank; by the answers of the President and Cashier, under oaths, to the questions proposed by the committee, and which appear upon the journal of the proceedings; and by the tabular statements marked 1, 2 and 3, accompanying this report, the committee became satisfied of the following facts:

1st. That the capital stock of the Bank, actually paid in on the 16th of January, 1837, was in round numbers, - - -	$1,413,000 00
2d. That the amount of specie belonging to and in the vaults of the Bank was - -	555,000 00
3d. That the amount of notes of other Banks on hand was - - - - - -	185,000 00
4th. That the amount due from and deposited in other Banks, was - - - - -	310,000 00
5th. That the Bank has in notes discounted	1,397,000 00
6th. That the Bank has in bills of exchange	1,247,000 00
7th. That the amount of loans on real estate was - - - - - -	458,000 00
And that,	
1st. The total circulation of the Bank at that period was - - - - -	1,329,000 00
2d. Amount borrowed to constitute real estate fund, principally payable at long periods,	550,000 00
3d. Amount deposited to credit of Canal Commissioners - - - - -	229,000 00
4th. Amount deposited to credit of individual depositors - - - -	475,000 00

In arriving at a conclusion from these facts the committee have not thought it unwise to be guided by the experience of others in relation to similar facts, and they could perhaps rest their judgment on no surer foundation, than the decision of a well informed and enlightened judgment, upon like circumstances. It is known that the Secretary of the Treasury has in the exercise of the duties pertaining to his office, made a selection from among the local banks of those with which it was thought safe to entrust the treasure of the General Government; that selection has been made by an enlightened public functionary from the oldest and most respectable banks of the Union, with the express intention of making them the de-

positories of the public funds. In forming an opinion as to the propriety of placing the funds of the State in a local institution of like character to those to which allusion has been made, the committee have been gratified that it has been in their power to ascertain what has been considered, in the exercise of a sound discretion, as sufficient ability on the part of the Banks to authorize the selection to which they have alluded.

In the report of the condition of the deposite banks under date of May 16th, 1836, which is the latest report to which the committee have been able to refer, and which accompany this report, it will be seen that near that time the condition of those banks was substantially as follows:

1st.	Their aggregate capital was - -	$44,724,000
2d.	Amount of specie on hand - -	10,202,000
3d.	Amount of Circulation - - -	29,182,000
4th.	Discounts and purchases of bills -	105,928,000
5th.	Amount of liabilities - - -	108,480,000
6th.	Means of present payment - -	40,391,000

In comparing this statement of their condition at that time with the condition here given of the State Bank of Illinois on the 16th of January last, it will be perceived that, while for each dollar of circulation the deposite banks had thirty five cents in specie, the State Bank had forty-one and a half cents; while *they* had invested $2 40 in discounts for each dollar of capital, *it* has only invested $1 80 for each dollar of capital; while *they* have one dollar liability for thirty-seven cents immediate means, *it* has 48½ cents present means for each dollar immediate liability; and while the proportion between the liabilities and *their* specie on hand is greater than as ten to one, the liability of the State Bank as compared with *its* specie on hand is less than as five to one.

The institution of this comparison has not been without influence on the minds of the committee; and although, (from the amount of its capital; the quantity of specie on hand; the mode of investment; the proportion between its liabilities and its means of payment; and the relation between the amount of its bills in circulation and its power to redeem them,) the committee were satisfied of the soundness and safety of the condition of the State Bank, yet, it will not appear strange that their confidence in this conclusion should be strengthened by the comparison which they have made; and the committee feel assured, that if the selection of the Banks,

to whom the custody of the funds of the General Government has been confided, has been justified by the result, and confirmed by success, they cannot be charged with exceeding the bounds of prudence, in expressing the opinion, that the condition of the State Bank of Illinois is sound and its credit firmly established.

The resolution giving the committee the authority to examine the institution whose concerns have been under their consideration, also directs the attention of the commitee to an examination whether the charter of the Bank has been violated, in its spirit or its letter; either by the conduct of the Bank in the prosecution of its business, or in the transactions of the officers connected with the institution. It will be perceived that a wide range of enquiry has thus been opened to the action of the committee, and a reference to the journal of its proceedings, accompanying this report, will show, that the committee have been anxions to discharge their duties, by the use of all the means within their power.

The 24th section of the charter of the Bank prohibits the circulation of a larger amount of bills than two dollars and a half in paper, for each dollar of its stock paid in; and also provides, that its loans and discounts shall not exceed three times the amount of its capital stock paid in and possessed: it will be seen from the tabular statements already alluded to, as well as from the previous statement of the committee, that the amount of its circulation is not equal to the capital stock actually paid in, and that the sum total of its loans and discounts is much within the proportion allowed by the section of the charter referred to.

As it regards the manner in which the Bank has conducted the business of loaning money and discounting notes; the committee have not been able to discover any testimony that it has ever charged or received a higher rate of interest than is allowed by the twenty third section of its charter; and the committee feel convinced, that the Bank has scrupulously confined itself to the rate of interest at which it is permitted by its charter to loan or discount.

In the course of the investigation, the committee have been convinced that the bank has never required, or neglected instantly to redeem its paper, upon presentation at the place where it is made payable upon its face.

The conduct of the officers of the said bank has been the subject of special investigation, and the committee have di-

rected their attention to the subject with the more care, as they are well apprized, that improper conduct on the part of the officers of a bank is always injurious to the interest of the community; and would enable them particularly in time of pressure and distress in the money market, to enrich themselves at the expense of the enterprizing and industrious citizens. In the absence of any charge of misconduct the committee inquired of the President and Cashier as to the manner of transacting business, and as to the facilities with which the use of the means of the Bank could be obtained by its officers, and it was apparent from their answers to these enquiries, that the officers only enjoyed the proper and ordinary means for procuring accommodation. It was stated on oath, that no director, or officer, ever obtained money from the Bank without interest, or without security; and it did not appear that any officer of the Bank has obtained money at the usual interest, to employ any part of it in loaning at a greater rate of interest; or that any officer of the Bank has obtained accommodation, for purposes of speculation, to the exclusion of any members of the community.

It would perhaps be unnecessary to increase the length of this document, by a detail of the various questions, to which answers were required and given touching the conduct of the officers of the Bank. These may be seen by a reference to the Journal of the committee. Aware of the importance of this branch of the investigation, the committee directed peculiar attention to it, and they need only say, that, so far as they are authorized to arrive at a conclusion, (from the facts elicited, and the statements made, as well as from the books of the institution,) they have no reason to suppose that any officer of the Bank has departed from the strict line of his duty, or availed himself of his situation, either to seek or derive from it undue advantages.

It will be perceived, that, in the absence of any allegations of a violation of the charter of the Bank, it is impossible for the committee to embrace within this report such a minute detail of the facts elicited during the investigation as might under other circumstances have been expected. They have not been unmindful of the intention and meaning of the charter of the Bank; and they have been anxious to scrutinize with great care those transactions of the Bank, in which it would be most probable its charter would be violated or disregarded. The committee believe that where the interest of

the Bank, the motives that might govern the management of such an institution, or the inducements that most naturally cause a violation of its charter, have indicated any class of transactions as those in which the spirit of the act of incorporation would be departed from,—to those acts their attention has been most specially directed, and they are convinced, that if they have not pointed out any disregard of the charter of the Bank, either in the management of its concerns, or the conduct of its officers, it has been because no such violation has occurred, and not because their scrutiny has been but superficial.

The resolution, already spoken of, indicated as one of the duties of the committee, the expression of an opinion as to the propriety of the State subscribing the $100,000 stock, reserved for the use of the State, by the charter of the Bank, it is perhaps not improper that the committee should present one or two additional facts, and leave the formation of an opinion from these facts to the wisdom of the Legislature.

On the first day of February, 1836, the Bank declared a dividend of $1 50 on each share. On the first of June, it declared a dividend of $2 25 on each share, when seventy dollars were paid in on each share—and it declared a dividend of $4 on each share on the first of December, when $100 were paid in on each share; being at the rate of nine per cent. per annum.

Thus it will be seen that the investment of funds in the stock of the Bank cannot be otherwise than profitable, as there is no reason to believe that a less dividend will be declared in future.

If, then, the only considerations necessary to be determined are; first, the safety, and secondly, the profit of the invest ment, the committee believe that the facts contained in this report afford ample proof that the condition of the Bank would justify the taking the stock, so far as the safety of the investment is concerned; and, from the dividends declared, they are authorized to expect, that the stock would be a source of profit. But if any other considerations are involved in the decision of the question, the committee are not aware that they are in the possession of any information, which would render their opinion more correct, or more desirable, than the opinions of any other members of the Legislature.

The Committee have thus endeavored to discharge the du-

ties assigned them by the resolution, and to embody in this report all the facts which they conceive necessary to enable the Legislature to form a correct opinion, as to the condition, the safety, and the management of the Bank, as well as in relation to the conduct of its officers.

The journal of the proceedings which is herewith submitted; and the documents by which this report is accompanied, will however explain more fully the manner in which they derive this information, and present some other facts, which may by possibility be thought material. The committee are conscious that they have performed their task with an earnest desire to arrive at just conclusions, and, although they are apprized that these conclusions may not be assented to, and may be incorrect, yet, in the statement of facts, of which this report principally consists, they have a firm and unchangeable confidence.

STATEMENTS, &c.

No. 1.—STATEMENT OF THE CONDITION OF THE

Bills discounted	-	$1,397,463 21
Bills of exchange*	-	1,247,495 35
Loans on real estate	-	458,828 00
Real estate	-	18,728 97
Incidental expenses	-	5,614 16
Permanent do.	-	3,069 84
Personal property	-	8,168 84
Branches of State Bank of Illinois		1,819,159 13
Deposited in Atlantic cities		221,004 91
" Ohio River do.		33,994 30
Agency Commercial Bank Cin. at St. Louis		1,066 64
New Orleans Banks		37,507 75
Other Banks		15,416 95
Cash, viz: Notes of Bank U.States $7,680		
" " " Other Banks $177,895 04		
Specie, viz: Gold $193,286 00		
" " Silver 359,416 74 552,702 74		
		738,277 86
		$6,005,795 86

*These are running to maturity as follows, viz:

At Springfield, - - -	$2,350 06
At Vandalia, - - -	2,500 00
At Alton, - - - -	216,073 28
At Jacksonville, - - -	1,634 94
At Galena, - - -	2,192 80
At Chicago, - - -	18,853 52
At Mount Carmel, - - -	385 00
At St. Louis, - - -	252,167 88
At Louisville, - - -	14,115 28
At Cincinnati, - - -	43,488 52
At Washington, - - -	700 00
At Baltimore, - - -	1,400 00
At Philadelphia, - - -	16,250 00
At New-York, - - -	432,808 00
At Albany, - - -	3,500 00
At Utica, - - - -	12,705 04
At Detroit, - - - -	4,000 00
At Buffalo, - - - -	1,696 37
At Middletown, - - -	1,870 11
At Stonington, - - -	277 00
At Boston, - - -	33,425 00
At New-Orleans, - - -	191,102 46
	$1,247,495 35

BANK AND BRANCHES, JANUARY 16th, 1837.

Capital stock paid in -	–	$1,413,360 00
Real estate fund -	–	550,000 00
Notes in circulation, viz: payable at parent Bank -	934,305 00	
" payable at the Branches	427,725 00	
" " Phenix Bank	67,785 00	*1,429,815 00
State Bank and Branches	–	1,711,854 41
Other Banks - -	–	53,095 78
Unclaimed dividends -	–	4,936 40
Canal Commisioners -	–	298,709 53
Individual depositors -	–	475,265 63
Discounts - -	14,801 22	
Interest - -	1.670 07	
Exchange - -	27,719 44	
Interest on real estate loans	1,619 95	
Damages - -	1.643 45	
Profit and loss - -	21,214 83	
		68,663 96
		$6,005,795 86

*Circulation as above, - -	1,429,815 00	
Deduct amount forwarded to Galena Branch in our paper on 16th January, and not received at that Bank at the date of their last account,	100,000 00	
Actual Circulation, - - -		1,329,815 00

Immediate Liabilities.	
Circulation - - -	$1,329,815 00
Other Banks - - -	53,095 98
Unclaimed dividends - -	4,936 50
Canal Commissioners - -	298,799 58
Individual depositors - -	475,265 63
	$2,161,912 49
Total Liabilities.	
Immediate liabilities as above -	$2,161,912 49
Real estate fund payable chiefly in 20 years	550,000 00
Total liabilities of the Bank other than to its stockholders - - - - -	$2,711,912 49

CONTINUED.]

MEANS OF DISCHARGING IMMEDIATE LIABILITIES.	
Specie - - - - - - -	$552,702 74
Deposited in Atlantic cities - -	221,004 91
" Other Banks - - -	87,935 64
Notes of other Banks - - -	185,575 04
	$1,047,268 33
TOTAL MEANS.	
Immediate means as above - - -	1,047,268 33
Bills discounted - - - - - -	1,397,463 24
Bills of exchange - - - -	1,247,495 35
Loans on real estate - - - -	458,828 00
Real estate - - - - - -	18,728 97
Personal property - - - -	8,168 84
Total means of the Bank - - -	$4,177,952 73

No. 2.—A TABLE, *showing the comparative condition of the Bank of Illinois, on the 16th*

DEPOSITE BANKS.	
Aggregate of their immediate liabilities	108,480,094 29
Means of present payment - - -	40,391,423 00
Or 37 cents of means to each dollar of liabilties	
Aggregate circulation - - -	29,182,068 18
Specie on hand - - - -	10,202,245 80
Or 35 cents in specie to each dollar in circulation.	
Aggregate capital - - - -	44,724,210 85
Bills Discounted - - - -	70,164,282 50
Bills of Exchange - - - -	35,764,231 43
Total	105,928,513 93
For each dollar of their capital the Deposite Banks have invested $2 40 in discounts.	
Total amount of liabilities of the Deposite Banks, exclusive of those to stockholders	108,480,094 29
Total amount of specie on hand -	10,202,245 80
Or less than 10 cents in specie for each dollar of liabilities.	

Deposite Banks on the 1st *May*, 1836, (*their last report*) *and the State of January*, 1837.

STATE BANK OF ILLINOIS.	
Immediate liabilities - -	$2,161,912 49
Means of present payment - -	1,047,268 33
Or 48½ cents of means to each dollar of liabilities	
Aggregate circulation - -	1,329,815 00
Specie on hand - - -	552,702 74
Or 41½ cents in specie to each dollar in circulation.	
Capital - - - -	1,413,360 00
Bills discounted - - -	1,397,463 24
Bills of Exchange - - -	1,247,495 35
Total	2,644,958 59
For each dollar of its capital the State Bank has invested $1 87 in discounts.	
Total amount of liabilities of the State Bank exclusive of those to stockholders -	2,711,912 49
Total specie on hand - -	553,702 75
Or more than 20 cents in specie for each dollar of liabilities.	

A STATEMENT

Showing the aggregate condition of the State Bank of Illinois and its Branches, at different periods.

DEBITS—	1836 Jan. 18	April 26.	June 13.	Aug. 1.	Oct. 17.	1837. Jan. 16
Bills Discounted,	646,163 71	905,366 52	883,932 93	1,011,464 94	922,831 47	1,397,463 24
Bills of Exchange,	386,319 15	700,194 84	955,604 77	1,586,608 25	1,154,074 94	1,247,495 35
Loans on Real Estate,	200,000 00	209,102 00	208,242 00	206,747 00	209,387 00	458,828 00
Real Estate,	6,420 74	6,603 89	7,191 49	8,906 24	9,730 37	18,728 97
Interest on Real Estate Fund,		6,000 00		1,169 69	7,822 94	
Incidental Expenses,	7,076 00	9,299 50	256 32	6,416 86	11,577 02	5,614 16
Permanent,	4,161 25	7,122 02	4,656 41	3,596 59	4,069 84	3,069 84
Personal Property,	5,055 93	5,490 45	6,622 94	7,736 01	7,834 01	8,168 84
Branches of State Bank of Illinois,	690,973 77	1,146,318 06	1,439,265 86	1,628,251 18	1,692,840 32	1,818,159 13
Other Banks,	32,788 56	151,492 84	432,828 04	743,167 69	589,716 16	308,990 56
Cash, viz: Notes of other Banks,	94,968 03	76,623 02	200,301 56	271,061 39	167,190 91	185,575 04
And Specie,	269,904 03	212,446 71	216,411 99	246,622 28	326,531 80	552,702 74
	2,343,831 17	3,436,059 85	4,355,314 31	5,721,788 12	5,103,606 78	6,005,795 86

CREDITS—

Capital Stock,	375,300 00	657,050 00	873,200 00	1,214,020 09	1,346,920 00	1,413,360 00
Real Estate Fund,	200,000 00	400,000 00	400,000 00	400,000 00	400,000 00	550,000 00
Notes in circulation, viz:—						
Payable at Springfield,	635,420 00	791,030 00	905,500 00	1,030,165 00	715,225 00	934,305 00
" the Branches,	69,495 00	206,150 00	242,810 00	375,985 00	298,620 00	427,725 00
" in New York,	–	–	–	–	–	67,785 00
State Bank and Branches,	702,127 52	1,089,300 42	1,427,386 06	1,673,012 54	1,520,775 07	1,711,854 41
Discount, Exchange, Interest, Damages & Profit & Loss,	31,286 72	45,539 55	17,908 30	51,416 80	69,173 97	68,668 96
Unclaimed Dividends,	–	14,362 50	12,451 50	2,976 75	1,463 25	4,936 50
Other Banks,	16,747 15	46,974 04	31,520 52	36,682 48	39,138 72	53,095 78
Canal Commissioners,	–	–	–	–	318,320 41	298,799 58
Commissioners of School Fund,	–	–	–	–	–	–
Individual Depositors,	313,454 78	185,653 34	444,538 43	746,456 31	204,894 12	475,265 63
Treasurer of Illinois,	–	–	–	91,073 24	91,073 24	
Profit on sale of Reserved Stock,	–	–	–	100,000 00	100,000 00	
	2,343,831 17	3,436,059 85	4,355,314 31	5,721,788 12	5,103,606 78	6,005,795 86

No. 3.—BILLS OF EXCHANGE *payable at*

	1836. June 13.
Springfield,	3,548 82
Hillsboro',	723 64
Vandalia,	1,491 59
Alton,	116,283 32
Jacksonville,	–
Mount Carmel,	–
Galena,	1,245 07
Chicago,	15,964 50
St. Louis,	115,721 66
Terre Haute,	1,500 00
Louisville,	9,225 00
Cincinnati,	34,130 69
Pittsburgh,	6,650 00
Buffalo,	12,083 72
Detroit,	6,044 78
Cleveland,	2,000 00
River Raisin,	100 00
Washington, D. C.	925 00
Baltimore,	–
Philadelphia,	62,899 43
New-York,	385,675 70
Albany,	–
Utica,	–
Oswego,	5,000 00
Batavia,	236 00
Middletown,	1,250 00
Schenectady,	200 00
Stonington,	–
Boston,	8,755 00
New-Orleans,	164,020 79
Bronson,	–
Burlington	–
	$955,604 77

and remitted the following places.

Aug. 1.	Oct. 17.	1837. Jan. 16.
6,048 82	4,619 74	2,350 06
723 64		
801 59	801 59	2,500 00
92,144 92	53,348 00	216,073 28
1,582 87	1,582 87	1,634 94
–	–	385 00
5,451 98	4,140 72	2,192 80
8,048 86	2,548 86	18,853 52
229,374 60	129,309 20	252,167 88
1,155 41		
15,469 75	11,694 75	14,115 28
55,493 44	55,155 64	43,488 52
6,000 00		
16,357 72	2,231 50	1,696 37
8,506 03	1,907 50	4,000 00
2,000 00		
100 00		
925 00		700 00
1,350 00	850 00	1,400 00
75,499 43	44,141 06	10,250 00
855,238 39	761,931 29	452,808 09
21,500 00	6,500 00	3,500 00
4,500 00	4,500 00	12,705 04
5,455 00		
1,870 11	1,870 11	1,870 11
200 00		
–	–	277 00
11,841 50	8,516 50	33,425 00
153,224 19	53,500 61	191,102 46
800 00		
4,925 00	4,925 00	
1,586,608 25	1,154,074 94	1,247,495 35

(A.)—*BOND of State Bank, assuming the payment of the Wiggins' Loan.*

Know all men by these presents, That, whereas, by an act of the General Assembly of the State of Illinois, entitled, "an act supplemental to an act to incorporate the subscribers to the Bank of the State of Illinois," approved January 16th 1836, it is enacted, that certain rights and privileges in said act specified, be conferred upon the State Bank of Illinois, but that said Bank shall not to be entitled to the benefits or provisions of said act, until the said Bank shall have entered into contract with the Governor of the State of Illinois, to redeem the loan commonly called the Wiggins' loan, made by authority of the State, on the 20th day of January A. D. 1831, together with the interest to accrue on said loan after the passage of the act aforesaid: Now therefore, Know ye, That I, THOMAS MATHER, President of the State Bank of Illinois aforesaid, in consideration of the premises, and to the end that the said Bank may be entitled to the benefits and provisions of said act, by virtue of authority in me vested by the Board of Directors of said Bank, by an order of said Board, bearing date the ninth day of June, A. D. 1836, in the name and behalf of said Bank, have this day covenanted, agreed and contracted, and by these presents do covenant agree, and contract to and with JOSEPH DUNCAN, Governor of the State of Illinois aforesaid, and his successors, that said Bank will redeem the loan commonly called the Wiggins' Loan, made by authority of the State, on the 20th day of January, A. D. 1831, together with the interest which has accrued on said loan, since the passage of the act first above mentioned, and which may hereafter accrue on said loan, in manner and form as the said State by the contract made for the aforesaid loan, is now bound to do.

In testimony whereof, I have hereunto set my hand and affixed the seal of said Bank, at their Banking House in Springfield, this 15th day of June, A. D. 1836.

THOMAS MATHER,

President.

I, A. P. FIELD, Secretary of State, do hereby certify that the foregoing is a correct transcript of the original Bond on file in my office.



In testimony whereof, I have hereunto placed my name and affixed the Great Seal of State in my keeping. Done at Vandalia, this 15th day of February, A. D. 1837.

A. P. FIELD,
Secretary of State.

Mr. Walker of Morgan moved that said report be laid on the table, and that three thousand copies thereof be printed, with the accompanying documents.

Mr. Douglass moved to print the same number which was ordered to be printed of the report in relation to the Bank of Illinois at Shawneetown.

Mr. Leary moved to print 1500

Mr. Lane moved 3500.

Mr. Rawalt moved 1000.

The question was then taken on 3500,

And decided in the negative.

The question was then taken on 3000,

And decided in the negative.

Mr. Carpenter moved 2000.

Mr. Moore of McLean, 2500.

Mr. Charles moved that the House adjourn until 2 o'clock,

Which was not agreed to.

The question was then taken on printing 2500,

And decided in the affirmative, by yeas and nays upon the call of Messrs. Dement and Murphy of Vermilion, as follows, to wit:

In the affirmative,

Messrs. Atwater, Ball, Carpenter, Charles, Cloud, Craig, Crain, Dawson, Dollins, Dougherty, Elkin, Galbreath, Hogan, Lane, Leary, Lincoln, Minshall, Moore of McLean, Murphy of Perry, Murphy of Vermilion, Naper, Oneille, Pace, Richardson, Scarborough, Smith of Madison, Smith of Wabash, Stone, Stuart, Stuntz, Thompson, Turney, Voris, Walker of Morgan, Watkins, Webb, Wilson and Witt—38.

In the negative,

Messrs. Barnett, Davidson, Dement, Douglass, English, Green of Clay, Hankins, Happy, Hardin, Harris, Hinshaw,

Huey, Hunt, Lagow, Logan, McMurtry, Madden, Marrs, Minor, Moore of St. Clair, Morton, Paullen, Rawalt, Walker of Cook, Wheeler, and Mr. Speaker—25.

Mr. Dawson moved to take up the bill for

"An act to amend and reduce into one the several acts concerning the public revenue,"

Heretofore laid on the table.

When,

On motion,

The House adjourned until 2 o'clock, P. M.

2 o'clock, P. M.

House met pursuant to adjournment.

Mr. McCown offered the following resolution:

Resolved by the House of Representatives, (the Senate concurring therein,) That both branches of this General Assembly adjourn *sine die* on Monday the 27th instant.

Mr. Smith of Wabash, moved to amend said resolution by striking out the "27th instant," and inserting "6th March."

Mr. Webb moved the previous question.

Mr. Moore of St. Clair called for a division of the question on the amendment, so as to take the question on striking out.

The question was then taken on striking out,

And decided in the negative by yeas and nays, upon the call of Messrs. Richardson and Elkin, as follow, viz:

In the affirmative,

Messrs. Aldrich, Ball, Cloud, Crain, Cullom, Davidson, Dawson, Dunbar, Edmonston, Edwards, Elkin, English, Hinshaw, Lane, Leary, McCormick, McClernand, Moore of McLean, Murphy of Vermilion, Rawalt, Reddick, Richardson, Scarborough, Smith of Wabash, Stuart, Turney, Voris, Walker of Cook, Watkins, Wilson, Witt, and Wood—32.

In the negative,

Messrs. Atwater, Barnett, Charles, Dollins, Dougherty, Du-

bois, Galbreath, Hardin, Harris, Hogan, Huey, Hunt, Lagow, Lincoln, Logan, McCown, McMurtry, Madden, Marrs, Minor, Minshall, Moore of St. Clair, Morton, Naper, Oneille, Pace, Paullen, Stuntz, Thompson, Turley, Walker of Morgan, Webb, Wheeler, and Mr. Speaker—34.

And thereupon the question was taken,

Shall the main question be now put?

And decided in the affirmative,

When the question was taken on the adoption of said resolution,

And decided in the affirmative by yeas and nays upon the call of Messrs. Dubois and McCown, as follow, viz:

In the affirmative,

Messrs. Able, Aldrich, Atwater, Ball, Barnett, Courtright, Dollins, Douglass, Dubois, Galbreath, Happy, Hardin, Harris, Hogan, Huey, Hunt, Lagow, Lincoln, Logan, McCown, McClernand, McMurtry, Madden, Marrs, Minor, Minshall, Moore of St. Clair, Morton, Naper, Oneille, Pace, Paullen, Rawalt, Smith of Madison, Stuntz, Thompson, Turley, Turney, Walker of Morgan, Webb, Wheeler, Witt, and Mr. Speaker—43.

In the negative,

Messrs. Charles, Cloud, Crain, Cullom, Davidson, Dawson, Dougherty, Dunbar, Edmonston, Edwards, Elkin, English, Hinshaw, Lane, Leary, McCormick, Moore of McLean, Murphy of Vermilion, Reddick, Richardson, Scarborough, Smith of Wabash, Stuart, Voris, Walker of Cook, Watkins, Wilson, and Wood—28.

Ordered That the Clerk inform the Senate thereof, and ask their concurrence therein.

The question pending when the House adjourned on yesterday afternoon being on Mr. Atwater's amendment to the bill for

"An act to create the county of Bureau,"

Again coming up,

Mr. Atwater modified his amendment by striking out the word "point," and insert the word "place," in the 9th line, 1st section, and by striking out the word 'two' and insert 'three.'

The question was then taken on said amendment so modified;

And decided in the negative.

Mr. Atwater then moved further to amend said bill by in-

serting after word 'county,' in the last line of the first section the following, to wit:

'They shall also vote for or against establishing the western boundary of Putnam, by a line two miles east of the range line, between ranges seven and eight east of the fourth principal meridian.'

And by inserting after the word 'Bureau' in the 5th line of the 2nd section the following, viz:

'But if a majority of the whole number of votes shall be given for establishing the aforesaid line, then the county of Bureau shall not be established as in this act provided, but said line shall be deemed and taken as the permanent western boundary of the county of Putnam, and the territory west of said line, within the present county, shall be attached to the county of Putnam for judicial and other purposes until otherwise provided by law.

Which was not agreed to.

The question was then put,

Shall said bill pass?

And decided in the affirmative, by yeas and nays, upon the call of Messrs. Atwater and Wheeler, as follow, viz:

In the affirmative,

Messrs. Able, Ball, Barnett, Carpenter, Charles, Cloud, Courtright, Davidson, Dement, Dollins, Douglass, Dunbar, English, Green of Clay, Happy, Hardin, Hogan, Lagow, Lane, Logan, McClernand, Madden, Marrs, Minshall, Moore of McLean, Morton, Murphy of Perry, Murphy of Vermilion, Naper, Paullen, Reddick, Scarborough, Shields, Thompson, Turley, Turney, Walker of Morgan, Wheeler, Witt, and and Wood—40.

In the negative,

Messrs. Aldrich, Atwater, Cullom, Dawson, Dougherty, Edwards, Elkin, Harris, Hinshaw, Hunt, Leary, McCormick, McCown, McMurtry, Minor, Moore of St. Clair, Oneille, Pace, Stone, Stuart, Stuntz, Walker of Cook, Watkins, Webb, Wilson and Mr. Speaker—26.

Ordered, That the title of the bill be as aforesaid, that the Clerk carry said bill to the Senate and ask their concurrence in the passage thereof.

The engrossed bill, entitled

"An act to incorporate the Calhoun coal and mining company,"

Was read the third time, and

On motion of Mr. Smith of Madison,

The name of William Lane was inserted in the first section of the bill,

And then,

On motion of Mr. Hardin,

The bill was further amended by inserting after the word 'in,' in the 9th line of the first section, 'the county of Calhoun,' and

On motion of Mr. Hogan,

The bill was further amended by inserting after 'the county of Calhoun,' 'the county of Madison.'

The bill then passed as amended.

Ordered, That the title of the bill be as aforesaid, that the Clerk carry said bill to the Senate and ask their concurrence in the passage thereof.

Message from the council of Revision by Mr. Owings, their Secretary.

Mr. SPEAKER:—

I am directed by the Council of Revision to inform the House of Representatives that they have approved bills of of the following titles, viz:

"An act to establish a State Road from Danville to Ottawa."

"An act to construct a Rail-road from Naples to Jacksonville."

"An act to incorporate the Pekin Hotel Company."

"An act to incorporate the Stonington College of Illinois." And

"An act to incorporate the town of Upper Alton."

And he withdrew.

The engrossed bills of the following titles, viz:

"An act to legalize the acts of Nathan Ellington, late a justice of the peace in and for the county of Coles."

"An act to incorporate the Athens Female Academy."

"An act to locate a State road from Pekin via Athens to Springfield."

'An act to locate a State road in McDonough county."

"An act to locate a State road from Chester, in Randolph county, to Waterloo."

"An act for the relief the Clerk of the county commissioner' court of Franklin county."

"An act to authorize Benjamin Kellogg, jr. to erect a toll-bridge over the Mackinaw river in Tazewell county."

"An act to incorporate the Mackinaw and Illinois Canal Company."

"An act to prevent the circulation of Bank notes of a less denomination than five dollars in this State."

"An act to re-locate a part of the State road leading from Springfield to Lewistown."

"An act to incorporate the Peoria Hotel company."

"An act to improve the navigation of the Big Vermilion river."

"An act supplemental to an act to incorporate the Chicago and Vincennes Rail-road Company, approved January 17th, 1835."

"An act to amend an act entitled an act to incorporate the Franklin manual labor college, approved Jan. 16th, 1836."

"An act to incorporate the Hennepin Bridge Company."

"An act to authorize Jonathan Harmason to convey real estate."

"An act to incorporate the Essex steam mill company."

"An act to incorporate the Fairfield Library Company."

"An act to locate a State road from Wesley city to Mackinaw Town in Tazewell county."

"An act to incorporate the town of Grafton."

"An act to construct the Grand-pass canal."

"An act to incorporate the Waynesville Seminary."

"An act to incorporate New-Haven in Gallatin and White counties." And

"An act concerning Wayne county."

Were severally read a third time and passed.

Ordered, That the titles of the bills be as aforesaid, that the Clerk carry said bills to the Senate, and ask their concurrence therein.

The bills from the Senate of the following titles, viz:

"An act to locate a State road from opposite Clarksville at the ferry in Calhoun county, to intersect the State road near Pittsfield in Pike county,"

"An act for the relief of the Sheriff of Shelby county."

"An act to incorporate the Hanover College, in Tazewell county."

"An act to incorporate the Mississippi and Illinois Rail-road Company."

"An act for the relief Elizabeth Rice, late Elizabeth Buxton."

'An act to incorporate the Pike county mutual fire insurance company."

Were severally read the third time, and passed.

Ordered, That the titles of the bills be as aforesaid, that the Clerk inform the Senate thereof.

The bills from the Senate, entitled

"An act to amend an act entitled an act to incorporate the Carlyle Bridge Company."

"An act to re-locate a part of the State road from Charleston to Paris."

"An act to vacate a part of a certain road."

"An act to establish a State road therein named."

Were severally read the third time, and passed as amended.

Ordered, That the titles of the bills be as aforesaid, that the Clerk inform the Senate thereof, and ask their concurrence in the amendments of the House to said bills.

On motion of Mr. Smith of Wabash,

The engrossed bill, entitled

"An act to incorporate the Ottawa manufacturing company,"

Heretofore laid on the table,

Was taken up, and passed.

Ordered, That the title of the bill be as aforesaid, that the Clerk carry said bill to the Senate and ask their concurrence in the passage thereof.

The engrossed bill, entitled

"An act to locate a State road from the Indiana line northwest in a direction to Mineral Point,"

Was read the third time, and

On motion of Mr. Naper,

The bill was amended by striking out the name of Henry Madden, and by inserting the name of David Dunham in lieu thereof.

The bill then passed as amended.

Ordered that the title of the bill be as aforesaid, that the Clerk carry the same to the Senate and ask their concurrence in the passage thereof.

On motion of Mr. Courtright,

The bill for

"An act to incorporate the Kankakee and Iroquois Navigation Company,"

Heretofore laid on the table,

Was taken up for consideration, and

On the question,

Shall said bill be engrossed and read a third time?

It was decided in the affirmative by yeas and nays, upon the call of Messrs. Hardin and Cloud, as follow, viz:

In the affirmative,

Messrs. Barnett, Carpenter, Courtright, Crain, De ment, Dollins, Dougherty, Edwards, Elkin, English, Green of Clay, Harris, Lagow, Lincoln, Logan, Madden, Minor, Murphy of Perry, Scarborough, Shields, Smith of Wabash, Stuart, Turley, Turney, Walker of Cook, Watkins, Witt, and Mr. Speaker—28.

In the negative,

Messrs. Aldrich, Atwater, Cloud, Davidson, Dubois, Dunbar, Galbreath, Happy, Hardin, Hinshaw, Huey, Hunt, Mc. Murtry, Minshall, Moore of McLean, Moore of St. Clair, Morton, Na per, Oneille, Pace, Paullen, Rawalt, Stone, Stuntz, Thompson, Webb, and Wood—27.

The engrossed bill entitled

"An act providing for the payment of an appropriation made to Franklin and Jackson counties, approved Feb. 15, 1827,"

Was read the third time.

Mr. Dougherty moved to amend said bill by inserting at the end of the 1st section the following, viz:

'And upon the presentation of an order from Henry Sowers, William Price, and John Fisher of Alexander county, he shall issue his warrant in favor of them as commissioners to improve the State road, leading from Jonesborough to America through Cash Bottom for the sum of five hundred dollars, and the same shall be in full of an appropriation made to them by the act hereinbefore named, approved Dec. 19, 1828.'

When,

On motion of Mr. Watkins,

The bill and proposed amendment were referred to a select committee of seven.

Ordered, That Messrs. Watkins, Dollins, Dougherty, Logan, Green of Clay, Davidson, and Happy be that committee.

The bill from the Senate, entitled

"An act to provide for paying contractors upon the Illinois and Michigan Canal,"

Was read a third time, and

On motion of Mr. Madden,

Referred to a select committee of five.

Ordered, That Messrs. Madden, Walker of Cook, Naper, Smith of Wabash, and Douglass be that committee.

The engrossed bill, entitled

"An act to locate a State road from Wesley city to Bloomington,"

Was read the third time, and passed.

On motion of Mr. Stuart,

The title of the bill was amended by adding after the words 'city' 'in Tazewell county,' and after the word 'Bloomington,' 'in McLean county.'

Ordered, That the title of the bill be as amended, that the Clerk carry said bill to the Senate and ask their concurrence in the passage thereof.

The bill from the Senate, entitled

"An act to amend an act entitled an act establishing the courts of County Commissioners, approved March 22, 1819,"

Was read the third time.

Mr. Walker of Morgan moved to refer the bill to a select committee;

Which was not agreed to.

When,

On motion of Mr. Hardin,

The bill was referred to the committee on the Judiciary.

When,

On motion,

The House adjourned.

MONDAY, February 20th, 1837.

House met pursuant to adjournment.

Mr. Madden from the committee on Enrolled bills, reported as correctly enrolled, bills of the following titles, viz:

"An act to incorporate the Rockport and Mississippi Canal Company."

"An act to incorporate the Mississippi and Des Moines Rapids Bridge Company."

"An act to authorize Samuel Rodgers to sell and convey certain real estate therein described,"

"An act to incorporate the Mississippi and Rock river Canal Company:"

And afterwards he reported that they had laid said bills before the Council of Revision this day.

Mr. Lane, from the committee on Corporations, to which was referred the bill for

"An act to incorporate the Belleville College,"

Reported the same back without amendment.

Ordered to be engrossed for a third reading.

Mr. Dougherty, from the committee on the Judiciary, to which was referred the bill for

"An act for publishing and distributing the reports of the supreme court of this State,"

Reported the same back to the House without amendment.

Ordered to be engrossed for a third reading.

Mr. Dougherty, from the committee on the Judiciary, to which was referred the bill for

"An act to incorporate the Liverpool, Canton and Knoxville rail road company,"

Reported the same back to the House without amendment,

And recommended its reference to the committee on Corporations.

When,

On motion of Mr. Stone,

Said bill was so referred.

Message from the Senate by Mr. Thomas, their Secretary.

Mr. Speaker,

The Senate have passed a bill entitled

"An act fixing the times of holding circuit courts in the several counties in the fourth Judicial circuit;"

And ask the concurrence of the House of Representatives therein.

And he withdrew.

Mr. Dougherty from the committee on the Judiciary to which was referred the bill for

"An act to amend an act, entitled an act regulating the times of holding the supreme and circuit courts,"

Reported the same back to the House without amendment,

And recommended its rejection.

On the question being put,

Shall said bill be engrossed and read a third time?

And decided in the negative.

Mr. Lane, from the committee on Corporations, to which was referred the bill for

"An act authorizing John W. Sullivan and George Green, to build a toll bridge across the Little Wabash river,"

Reported the same with sundry amendments,

Which were read and concurred in.

Ordered to be engrossed for a third reading.

Mr. Dougherty, from the committee on the Judiciary, to which was referred the bill for

"An act to amend an act, entitled an act concerning practice in courts of law,"

Reported a substitute,

Which were read and concurred in.

Ordered to be engrossed for a third reading.

Mr. Moore of St. Clair, from the select committee to which was referred the bill from the Senate, entitled

"An act to amend an act entitled an act to amend an act concerning public roads, approved January 18th, 1836:"

Reported the same back to the House with sundry amendments,

Which were read.

Mr. Rawalt called for a division of the question, so as to take the question upon the amendment proposed to the second section,

The question was then taken upon the amendment to the second section,

And agreed to.

The question was then taken upon the remainder of the amendment, adding an 8th section,

And agreed to.

On motion of Mr. Dawson,

Said bill was further amended by adding the following sections, viz:

Sec. 9. Hereafter every supervisor of highways or roads, who shall fail to perform the duties required of him by law, shall be deemed guilty of a misdemeanor, and it shall be the duty of the circuit courts at any time to cause the Grand Jury to be charged specially to inquire into the state and condition of the public roads, and into the conduct of supervisors in their respective counties: and it shall be the duty of each and every Grand Juror to take notice und give information to the Grand

Jury, of the state of the roads in his neighborhood, and of all and every neglect or omission on the part of the supervisors.

Sec. 10. When any Grand Jury shall be satisfied that any supervisor has neglected or failed to perform any of the duties required by law, it shall be their duty to make a presentment of the facts, and the State's Attorney shall thereupon write out a presentment in form against the supervisor, stating therein with reasonable certainty, in what particular the supervisor has neglected or failed to perform his duties, the caption of which shall be the same as an indictment; and if the grand jury agree to such presentment, the same shall be signed by the foreman, and presented to the court to be proceeded on as hereinafter directed.

Sec. 11. When any presentment shall be made against a supervisor, the court shall order a summons, to be issued thereon, directed to the Sheriff of the county in which the presentment was found, requiring the supervisor to appear before the court and answer to such presentment, and shew cause why he shall not be fined, which summons shall be returnable to the succeeding term of the court, or to the same term at which the presentment was found, in the discretion of the court; the Sheriff shall execute the summons by reading the same to the defendant, and make return thereof as other process.

Sec. 12. The grand jury shall indorse on every presentment the names of the witnesses by whom the facts presented can be proven, and the clerk shall issue subpœnas for said witnesses, as in cases of indictment.

Sec. 13. The circuit courts shall have power and jurisdiction, and are hereby required, to hear and determine all cases arising under this act, in a summary way, and upon such hearing, if any supervisor shall be found guilty, the court shall fine such supervisor in any sum not less than five, nor more than twenty dollars, which fine shall be collected as fines imposed upon persons convicted upon indictments, and shall be paid into the county treasury, and applied to road purposes.

Sec. 14. When a supervisor has been served with summons and fail to appear, the court shall hear the evidence in behalf of the people, and fine or acquit the supervisor according to the testimony.

Sec. 15. Every supervisor presented, shall have the right to subpœnas for witnesses, and to be heard in his defence as in other cases, and when found guilty, shall pay all costs of the

prosecution, including a fee of two dollars and fifty cents to the State's Attorney.

Sec. 16. Clerks, Sheriffs, witnesses, and others, shall be entitled to the same fees in proceedings under this act, which are or may be allowed for similar services under the laws regulating fees.

Ordered to a third reading as amended.

Mr. McMurtry moved that the rule of the House be dispensed with, and said bill be now read a third time by its title,

Which was not agreed to.

Mr. Naper, from the select committee to which was referred the bill for

"An act to create certain counties therein named,"

Reported the same back with sundry amendments,

Which were read and concurred in.

Ordered to be engrossed for a third reading.

Mr. Marrs, from the select committee to which was referred the bill for

"An act to repeal an act, entitled an act to re-locate so much of the Vincennes and Chicago road as lies north of the south line of the county, to Darwin in said county of Clark, passed January 14, 1836, and for other purposes,"

Reported the same back with sundry amendments,

Which was read and concurred in.

Ordered to be engrossed for a third reading.

Mr. Richardson, from the select committee to which was referred the bill for

"An act to change the public square in the town of Mount Sterling,"

Reported the same back to the House with sundry amendments,

Which were read and concurred in.

Ordered to be engrossed for a third reading.

Mr. Hardin, from the select committee to which was referred the bill for

"An act to amend an act entitled an act for the organization and government of the militia of this State," in force July 2d, 1833,

Reported the same back with an amendment,

And recommended its passage.

The amendment was read and concurred in.

Ordered to be engrossed for a third reading.

Mr. Smith of Madison, from the select committee to which was referred the bill for

"An act to incorporate the Illinois agriculture and manufacturing company,"

Reported the same without amendment.

Ordered that the bill be engrossed and read a third time.

Mr. Smith of Wabash, from the select committee to which was referred the bill for

"An act to incorporate the Mount Carmel Marine and Fire Insurance Company,"

Reported the same back with an amendment,

Which was read and concurred in.

Ordered to be engrossed for a third reading.

Mr. Douglass, from the select committee to which was referred a certain petition, reported a bill for

"An act to incorporate the Beardstown Insurance Company,"

Which was twice read, and

On motion of Mr. Hardin,

Referred to the committee on Corporations.

Mr. Hogan, from the select committee to which was referred a certain petition, reported a bill for

"An act to locate a State road from Mr. Anderson's Bridge, in Madison county, to B. Johnson's in Bond county,"

Which was twice read, and

On motion of Mr. Turley,

Referred to a select committee.

Ordered That Messrs. Turley, Hogan and Smith of Madison, be that committeee.

Mr. Dougherty, from the select committee to which was referred the bill for

"An act for the benefit of certain persons therein named,"

Reported the same back to the House with an amendment;

Which was read and concurred in.

Ordered to be engrossed for a third reading.

On motion of Mr. Dougherty,

The rule of the House was dispensed with, and said bill was now read the third time by its title, when

On motion of Mr. Morton,

Referred to the committee on Corporations.

Mr. Happy, from the select committee to which was referred the bill for

"An act to provide for contingencies,"

Reported the same back to the House with an amendment;

Which was read.

Mr. Atwater moved to amend the proposed amendment by striking out the 4th section of the bill:

When,

On motion of Mr. Morton,

Said bill and proposed amendments were referred to a select committee.

Ordered, That Messrs. Morton, Douglass, and Hardin be that committee.

Mr. Stuntz, from the select committee to which was referred the bill from the Senate, entitled

"An act to review and re-locate a State road from Lebanon to Illinois Town,"

Reported the same back to the House without amendment.

Ordered to a third reading.

On motion of Mr. Stuntz,

The rule of the House was dispensed with, and said bill was now read the third time by its title, and passed.

On motion of Mr. Stuntz,

The title of the bill was amended by striking out the words 'Illinois Town," and inserting in lieu thereof the words 'Wiggin's ferry on the Mississippi, opposite St. Louis.'

Ordered, That the title of the bill be as amended, that the Clerk inform the Senate thereof and ask their concurrence therein.

Mr. Hogan, from the select committee to which was referred the bill from the Senate, entitled

"An act supplementary to an act to incorporate the Alton marine and Fire Insurance Company, approved February 7th, 1835,"

Reported the same back with an amendment,

Which was read and concurred in.

Ordered to a third reading as amended.

On motion of Mr. Hogan,

The rule of the House was dispensed with, and said bill now read the third time by its title, and passed.

Ordered, That the title of the bill be as aforesaid, that the Clerk inform the Senate thereof, and ask their concurrence in the amendment of the House thereto.

Mr. Carpentor, from the select committee to which was referred the bill from the Senate, entitled

"An act for a State road from McLeansborough to Golconda, Pope county,"

Reported the same back to the House without amendment.

On motion of Mr. Enloe,

The bill was amended by adding the following additional sections, viz:

Sec. 3. *Be it further enacted*, That Jesse Kennedy, David Shearer, and Hardy Johnson, of Johnson county, be and they are hereby appointed commissioners to review, lay out, and mark a road from Wilcox's ferry on the Ohio River, so far as the Johnson county line extends in the direction to John S. Davis's mills in Franklin county, by the way of Joseph Kuykendall's, by the nearest and best route for the same: having in view the most suitatble ground for the location thereof; and report the same, together with a description thereof, under their hands, to the county commissioners' court of the said county of Johnson, on or before the first term after said view; and the number of days employed by them respectively in said work: and the said road, when so viewed, marked, and reported, shall be deemed a State road, and kept in repair as other State roads are.

Sec. 4. The said Commissioners, or a majority of them, shall, on or before the first Monday in June next, or within three months thereafter, meet at the town of Vienna, in said county of Johnson, and after being duly sworn before some Justice of the Peace, proceed to lay out said road, as directed in the preceding section: and the county court of Johnson county shall allow the commissioners a reasonable compensation for their services.

Ordered to be read a third time as amended.

Mr. Hogan, from the select committee to which was referred the bill for

"An act to amend an act to incorporate the town of Alton,"

Reported a substitue;

Which was read:

When,

On motion,

The House adjourned until 2 o'clock. P. M.

2 o'clock, P. M.

House met pursuant to adjournment.

The question pending at the adjournment of the House on Saturday forenoon, being upon Mr. Dawson's motion to take up for consideration the bill for

"An act to amend and reduce into one the several acts concerning the public revenue,"

Some days previous laid on the table,

Again coming up for consideration,

And being put,

It was decided in the negative.

The engrossed bills, entitled

"An act to incorporate the Little Rock Academy,"

"An act to incorporate the Beardstown Improvement Company."

"An act to incorporate the Carrollton and Bluffdale Railroad or Turnpike Road Company."

"An act to re-locate certain roads therein named."

"An act to incorporate the Shokokon and Rushville Railroad Company."

"An act to incorporate the Chicago and Fox River Turnpike Road Company."

"An act for the relief of John Pearson, Administrator of the estate of Francis Prince, deceased."

"An act to vacate a part of the plat of McRoberts' and Walker's addition to the town of Danville."

"An act for certain State roads therein named."

"An act to incorporate the Chippewa Dry Dock Company."

"An act to locate a State road from Nelson, in Shelby county, to Leroy in McLean county."

"An act to amend an act entitled an act to incorporate the inhabitants of such towns as may wish to be incorporated."

"An act for the relief of the inhabitants of Township 10, in range number 9, in Gallatin county."

"An act supplemental to an act entitled an act to erect certain bridges, approved Jan. 22nd, 1831."

"An act to define the western boundary line of Adams county." And

"An act to re-locate part of certain State roads therein mentioned."

Were severally read a third time and passed.

Ordered, That the titles of the bills be as aforesaid, that the Clerk carry said bills to the Senate, and ask their concurrence therein.

The bills from the Senate, entitled

"An act to change a part of the State road from Hillsboro' to Alton."

"An act to change the name of the town of Selma and for other purposes."

"An act to incorporate the Pittsfield Academy,"

"An act to incorporate the President and Trustees of the Rushville Seminary."

"An act to change part of a certain road therein named."

Were severally read the third time and passed.

Ordered, That the title of the bill be as aforesaid, and that the Clerk inform the Senate thereof.

The bills from the Senate, entitled

"An act for the relief William Armstrong and William Henson."

"An act for a State road from Darwin in Clark county to the State line of Indiana in the direction to Terre Haute."

"An act to locate a State road from Peoria by Oscola to Galena."

"An act concerning a State road from Albion to Mays ville."

"An act to establish a State road from Ottawa, to Ownes' at High Point."

"An act relating to the town of Utica in the county of Fulon."

"An act to locate a state road therein named." And

'An act to establish a State road from Meacham's ferry, in Pike county, to Carlinville in Macoupin county."

Were severally read the third time, and passed as amended.

Ordered, That the titles of the bills be as aforesaid, that the Clerk inform the Senate thereof and ask their concurrence in the amendments of the House to said bill respectively.

The engrossed bill, entitled

"An act in relation to the Attorney General and State's Attorneys,"

Was read a third time, and

On motion of Mr. Webb,

Laid on the table.

The engrossed bill, entitled

"An act to locate a State road from Grafton to Wood river,"

Was read the third time, and

On motion of Mr. English,

Referred to a select committee.

Ordered, That Messrs. English, Lane, and Smith of Madson be that committee.

The engrossed bill, entitled

"An act to amend an act for the construction of the Illinois and Michigan Canal, approved 9th January, 1836,"

Was read the third time.

Mr. Morton moved to lay said bill on the table;

Which was decided in the negative by yeas and nays, upon the call of Messrs. Minshall and Leary, as follow, viz:

In the affirmative,

Messrs. Ball, Bently, Carpenter, Cloud, Davidson, Dement, Dollins, Douglass, Edmonston, English, French, Hankins, Happy. Harris, Hinshaw, Huey, Lagow, Logan, Madden, Minor, Moore of McLean, Morton, Paullen, Reddick, Shields, Smith of Madison, Smith of Wabash, Turney, Walker of Cook, Walker of Morgan, Wheeler, Whitten, Witt and Mr. Speaker—34.

In the negative,

Messrs. Able, Aldrich, Atwater, Barnett, Charles, Courtright, Craig, Crain, Cullom, Dawson, Dougherty, Dubois, Dunbar, Edwards, Elkin, Enloe, Galbreath, Green of Clay, Hardin, Hogan, Hunt, Leary, Lincoln, Lyons, McCormick, McCown, McClernand, Minshall, Moore of St. Clair, Murphy of Perry, Murphy of Vermilion, Naper, Oneille, Pace, Rawalt, Richardson, Stone, Stuart, Stuntz, Thompson, Watkins, Webb, Wilson and Wood—44.

On motion of Mr. Dougherty,

The vote just taken upon laying said bill upon the table was re-considered, when

Said bill was laid upon the table.

Mr. English moved that the House adjourn until 7 o'clock P. M.;

Which was not agreed to.

Mr. Naper moved That the House adjourn;

Which was not agreed to.

Message from the Senate, by Mr. Thomas their Secretary. Mr. Speaker:

The Council of Revision having returned to the Senate the bill, entitled

"An act to organize Henry county,"

With their objections to said bill's becoming a law, the Senate have so amended said bill as to obviate the aforesaid

objections of the Council, and have re-passed it as amended; and ask the concurrence of the House of Representatives in the re-passage of the said bill.

They have passed bills entitled

"An act for increasing the penalty of the Treasurer's bond." And

"An act making certain appropriations in the county of Coles and Jasper to build certain bridges therein named, and for other purposes."

And ask the concurrence of the House of Representatives in the passage of said bills.

And then he withdrew.

Mr. Dollins moved that the House adjourn;

Which was not agreed to.

Mr. English moved that the House adjourn until 7 o'clock, P. M.;

Which was not agreed to.

The engrossed bill, entitled

"An act to continue the charter of the Bank of Kaskaskia for a limited time,"

Was read the third time.

Mr. Minshall moved to lay said bill on the table:

When the House adjourned.

TUESDAY, February 21, 1837.

House met pursuant to adjournment.

Mr. Madison, from the Committee on Enrolled Bills, reported as correctly enrolled, bills of the following titles, viz:

"An act to extend the corporate powers of the Town of Peoria."

"An act for the relief of the Sheriff of Shelby county."

"An act to incorporate the Princeton Seminary." And

"An act for the relief Elizabeth Rice, late Elizabeth Buxton."

The question pending on the adjournment of the House on yesterday forenoon, being upon the adoption of the *Substitute*

proposed by a Select Committee, to the bill for "An act to amend an act to incorporate the town of Alton," again coming up for consideration,

Mr. Smith, of Madison, called for a division of the question.

The question was then taken upon striking out,

And decided in the negative by yeas and nays, as follow, upon the call of Messrs. Smith, of Madison, and Bently, viz:

In the affirmative,

Messrs. Able, Aldrich, Ball, Barnett, Charles, Craig, Crain, Cullom, Davidson, Dawson, Dougherty, Dubois, Dunbar, Edwards, Elkin, Hardin, Hogan, Hunt, Leary, Lincoln, Logan, Lyons, McCormick, Minshall, Moore of St. Clair, Murphy of Perry, Murphy of Vermilion, Naper, Oncille, Pace, Rawalt, Stone, Thompson, Watkins, Webb, Wilson, and Wood—37.

In the negative,

Messrs. Atwater, Bently, Carpenter, Cloud, Courtright, Dement, Dollins, Douglass, Edmonston, English, French, Green, of St. Clair, Hankins, Happy, Harris, Hinshaw, Huey, Lagow, Lane, McCown, McMurtry, Madden, Marrs, Minor, Moore of McLean, Morton, Paullen, Reddick, Richardson, Scarborough, Smith of Madison, Smith of Wabash, Stuntz, Turley, Turney, Voris, Walker of Cook, Walker of Morgan, Wheeler, Whitten, Witt, and Mr. Speaker—42.

Mr. Hogan moved to amend the bill by adding as a 5th section, and changing other sections, the following, to wit:

Sec. 5th. The trustees of the town of Alton are hereby empowered and authorized to establish elementary or common schools, wherein reading, writing, arithmetic, geography, grammar, and other useful branches of English education may be taught, and for this purpose said trustees are authorised and empowered to purchase lots, erect buildings or schoolhouses, and suitably to furnish the same, in such parts of the town as may by them be deemed most convenient and beneficial to the citizens thereof: *Provided*, That not more than one house shall be erected for every seven hundred and fifty inhabitants, and to procure suitable teachers for the same; and said trustees, or persons appointed by them, shall visit said schools *quarterly*, and report to the town at their annual meeting to be held for the purpose, the state of morals, discipline, and progress in learning in said schools. And the said trustees are hereby empowered to assess upon the real estate of said town the sum necessary to purchase lots and erect the buildings necessary for such purpose; and to assess a tax on personal

property, sufficient to raise the necessary sum of money for the support of said schools, which assessment shall not exceed one quarter per cent., and constitute a fund exclusively for the support of common schools. The trustees of said town are hereby empowered by ordinance to direct whatever may be necessary to be done for successfully carrying into operation the provisions of this section.

On the question, Shall said amendment be adopted?

It was decided in the affirmative by yeas and nays, as follow, upon the call of Messrs. Hogan and Bently, to wit:

In the affirmative,

Messrs. Able, Aldrich, Ball, Barnett, Charles, Craig, Crain, Cullom, Davidson, Dawson, Dougherty, Douglass, Dubois, Dunbar, English, Enloe, French, Galbreath, Green of Clay, Hardin, Hogan, Huey, Hunt, Lane, Leary, Lincoln, Logan, Lyons, McCormick, McCown, Minor, Minshall, Moore of McLean, Moore of St. Clair, Naper, Oneille, Pace, Paullen, Rawalt, Reddick, Scarborough, Smith of Madison, Smith of Wabash, Stone, Stuntz, Thompson, Turney, Walker of Morgan, Watkins, Webb, Wheeler, Whitten, Wilson and Witt—54.

In the negative,

Messrs. Atwater, Bently, Carpenter, Cloud, Courtright, Dement, Dollins, Edmonston, Edwards, Elkin, Hankins, Happy, Harris, Hinshaw, Lagow, McMurtry, Madden, Marrs, Morton, Turley, Voris, Walker of Cook, Wood, and Mr. Speaker—24.

On motion of Mr. Smith, of Madison,

The 2d section of the bill was amended, by striking out "100,000" and inserting "200,000."

The bill was then ordered to be engrossed for a third reading.

Mr. Lane, from the Committee on Corporations, to which was referred the bill for "An act for the benefit of certain persons therein named," reported the same without arrendment.

The bill then passed.

On motion of Mr. Dougherty,

The title of the bill was amended by striking out all after 'act,' and inserting the words 'to incorporate the Vulcan foundry in Alexander county.'

Ordered, That the title of the bill be as amended, that the Clerk carry said bill to the Senate and ask their concurrence in the passage thereof.

Mr. Lane, from the committee on Corporations, to which was referred the bill from the Senate, entitled

'An act to incorporate the Liverpool, Canton and Knoxville Rail-road Company,'

Reported the same back without amendment.

Ordered to a third reading.

Mr. Lane, from the committee on Corporations, to which was referred the bill from the Senate, entitled

"An act to incorporate the Galena Rail road and transportation company,"

Reported the same back to the House with an amendment;

Which was read and concurred in.

Ordered to a third reading as amended.

Mr. Wheeler, from the committee on Petitions, to which was referred a certain petition, reported a bill for

"An act to amend an act entitled an act regulating the salaries, fees, and compensation of the several officers and persons therein named, approved February 19, 1727;"

Which was read.

On the question,

Shall said bill be read a second time?

It was decided in the negative.

Mr. Lane, from the committee on Corporations, to which was referred the the bill entitled

"An act authorizing Robert Taler and others to build a toll bridge across the Little Wabash river,"

Reported the same back to the House with sundry amendments,

Which were read and concurred in.

Ordered to be engrossed for a third reading.

A message from the Senate by Mr. Thomas, their Secretary.

Mr. Speaker:

The Senate have passed a bill, entitled

"An act for the benefit of a person therein named."

And ask the concurrence of the House of Representatives in the passage of said bill.

And then he withdrew.

Mr. Lane, from the committee on Corporations to which was referred the bill entitled

"An act to incorporate the Fayette County Manual Labor Seminary,"

Reported the same back with an amendment,

Which was read and concurred in.

Ordered to be engrossed for a third reading.

Mr. Oneille, from the committee on Public Accounts and Expenditures to which was referred the bill entitled

"An act making appropriations for the years 1837 and 1838,"

Reported the same back to the House with sundry amendments,

Which were read.

On motion of Mr. Cloud,

Said bill and proposed amendments were referred to a committee of the whole House, and made the special order of the day for Thursday the 23rd inst.

Mr. Minor, from the select committee to which was referred the bill for

"An act to incorporate the Springfield and Paris Rail-road Company,"

Reported the same back with an amendment,

Which was read and concurred in.

On motion of Mr. Dawson,

The bill was amended by adding to the 19th section the following proviso, viz:

Provided, Nothing herein contained shall authorize the within named company to construct said Rail-road on any route or way on which the State intends to make, or will cause to be made, by the acts of this General Assembly, only on such terms as the General Assembly may hereafter order or direct.

Ordered to be engrossed for a third reading.

Mr. English, from the select committee to which was referred the bill for

"An act to locate a State road from Grafton to Wood River,"

Reported the same back without amendment.

The bill then passed.

Ordered, That the title of the bill be as aforesaid, that the Clerk carry said bill to the Senate and ask their concurrence in the passage thereof.

Mr. Cloud, from the select committee to which was referred the bill for

"An act for the purposes therein named,"

Reported the same back to the House with an amendment;

Which was read and concurred in.

Ordered to be engrossed for a third reading.

Mr. Craig, from the select committee to which was referred the bill for

"An act to incorporate the Bureau and Rock-Island Canal Company,"

Reported the same back with an amendment as a subtitute;

Which was read and concurred in.

Ordered to be engrossed for a third reading.

Mr. Wheeler, from the select committee to which was referred the bill from the Senate, entitled

"An act to incorporate the Stockholders of the Pittsfield and Mississippi rail road company,"

Reported the same back with an amendment,

Which was read, and concurred in.

The bill then passed as amended.

Ordered, That the title of the bill be as aforesaid, that the Clerk inform the Senate thereof, and ask their concurrence in the amendments of the House to said bill.

Mr. Smith of Wabash, from the select committee to which was referred the bill from the Senate, entitled

"An act to amend an act regulating the salaries, fees, and compensation of the several officers and persons therein mentioned, approved February 19th, 1827,"

Reported the same back to the House without amendment,

And recommended its passage.

Ordered to a third reading.

Mr. McClernand, from the select committee, to which was referred the bill, entitled

"An act for the relief of persons in cases of ejectment,"

Reported the same back with an amendment,

Which was read.

Mr. McCown moved to lay said bill and proposed amendment on the table until the fourth day of July next;

When the hour for receiving reports having expired,

On motion of Mr. Hardin,

The rule of the House was dispensed with, and one half hour longer was allowed for the same, &c.

The vote was taken upon laying said bill and proposed amendments upon the table until the fourth day of July,

And decided in the negative, by yeas and nays, upon the call of Messrs. Dubois and Cullom, as follow, viz:

In the affirmative,

Messrs. Carpenter, Courtright, Dollins, Dubois, English, Hankins, Harris, Hunt, McCown, McMurtry, Minor, Pace, Paullen, Webb, Whitten, Witt, and Mr. Speaker—17.

In the negative,

Messrs. Able, Aldrich, Atwater, Ball, Barnett, Bently, Charles, Cloud, Craig, Crain, Cullom, Davidson, Dawson, Dement, Dougherty, Douglass, Dunbar, Edmonston, Edwards, Elkin, French, Galbreath, Green of Clay, Green of St. Clair, Happy, Hardin, Hinshaw, Hogan, Huey, Lagow, Lane, Leary, Lincoln, Logan, McCormick, McClernand, Madden, Minshall, Moore of McLean, Moore of St. Clair, Morton, Murphy of Perry, Naper, Oneille, Rawalt, Reddick, Richardson, Scarborough, Shields, Smith of Madison, Smith of Wabash, Stone, Stuart, Stuntz, Thompson, Turley. Turney, Voris, Walker of Cook, Walker of Morgan, Watkins, Wilson and Wood—67.

On motion of Mr. Hardin,

Said bill and amendment were laid upon the table, and 200 copies of the bill and amendment were ordered to be printed.

And then the House adjourned until 2 o'clock P. M.

2 o'clock, P. M.

House met pursuant to adjournment.

The question pending at the adjournment of the House on yesterday, being upon the motion of Mr. Minshall to lay upon the table the bill for

"An act to continue the charter of the Bank of Kaskaskia for a limited time,"

Again coming up for consideration,

Mr. Minshall withdrew his motion.

On motion of Mr. Shields,

The 4th section of the bill was amended by adding after 'Gabriel Jones,' in the 5th line, 'James Pollock, Francis Swanwick, Harvey Clendinnen, and Antoine Blair;' and also by adding the following to the end of the 4th section, to wit: 'H. H. Gear, G. W. Fuller, and Charles Peck, of Jo Daviess county; and James F. Whitney, Byrd Monroe, Harri-

son R. Norfolk, and William Todd, of Coles county; M. S. Knapps, Reuben Radford, and A. D. Wright, of Sangamon county.

On motion of Mr. Smith of Wabash,

The bill was further amended in the 2d section by inserting after the word 'branches' the words 'not exceeding five.'

Mr. McClernand moved to amend the proposed amendment, by striking out the word 'five,' and inserting 'three;'

Which was not agreed to.

The question was then taken upon the amendment proposed by Mr. Smith of Wabash;

And agreed to.

On motion of Mr. Carpenter,

The fifth section of the bill was amended by striking out the word 'provided.'

On the question,

Shall said bill pass as amended?

It was decided in the affirmative by yeas and nays, upon the call of Messrs. Webb and Paullen, as follow, viz:

In the affirmative,

Messrs. Able, Ball, Barnett, Cloud, Courtright Craig, Crain, Davidson, Dawson, Dement, Dunbar, French, Green of Clay, Green of St Clair, Happy, Hardin, Hinshaw, Hogan, Lagow, Lincoln, Logan, Lyons, McCormick, *Mc*Clerland, Madden, Marrs, Moore of McLean, Morton, Murphy of Perry, Murphy of Vermilion, Oneille, Reddick, Scarborough, Shields, Smith of Madison, Smith of Wabash, Stone, Thompson, Turney, Voris, Walker of Cook, Walker of Morgan, and Watkins—43.

In the negative,

Messrs. Aldrich, Bently, Carpenter, Charles, Cullom, Diarman, Dollins, Dougherty, Dubois, Edmonston, Edwards, Elkin, English, Hankins, Harris, Huey, Hunt, Lane, Leary, *Mc*Cown, McMurtry, Minor, Minshall, Moore of St. Clair, Naper, Pace, Paullen, Rawalt, Stuart, Stuntz, Webb, Wheeler, Whitten, Wilson, Witt, Wood and Mr. Speaker—38.

Ordered, That the title of the bill be as aforesaid, that the Clerk inform the Senate thereof, and ask their concurrence therein.

Mr. Minshall moved that the bill from the Senate, entitled "An act to permanently locate the seat of government of the State of Illinois,"

Some days since laid upon the table, be now taken up for consideration;

Which was decided in the negative by yeas and nays, upon the call of Messrs. Edwards and Stuntz, as follow, viz:

In the affirmative,

Messrs. Able, Aldrich, Ball, Barnett, Charles, Courtright, Crain, Cullom, Dawson, Dougherty, Dubois, Dunbar, Edmonston, Edwards, Elkin, Green of St. Clair, Hardin, Hogan, Lane, Leary, Lincoln, Logan, Lyons, McCormick, McClernand, Minshall, Moore of McLean, Murphy of Perry, Murphy of Vermillion, Naper, Oneille, Paullen, Reddick, Stone, Stuart, Thompson, Watkins, Webb, Wilson and Wood—40.

In the negative,

Messrs. Atwater, Bently, Carpenter, Cloud, Craig, Davidson, Dement, Dollins, Douglass, English, French, Green of Clay, Hankins, Happy, Harris, Hinshaw, *Huey*, Hunt, Lagow, McCown, McMurtry, Madden, Marrs, Minor, Morton, Pace, Rawalt, Richardson, Scarborough, Smith of Madison, Smith of Wabash, Stuntz, Turney, Voris, Walker of Cook, Walker of Morgan, Wheeler, Whitten, Witt and Mr. Speaker—41.

Message from the Council of Revision by Mr. Owings, their Secretary:

Mr. Speaker:—

The Council of Revision have approved bills of the following titles, viz:

"An act to alter and re-locate a part of the State road leading from Jacksonville to Springfield." And

"An act to incorporate the Rock River Canal Company."

And he withdrew.

The engrossed bills, entitled

"An act for the benefit of McLean county,"

"An act to locate a State road from Pekin by Havana to Jacksonville, and from Havana to Athens,"

"An act for the benefit of the infant heirs of William B. Collins, deceased,"

"An act to incorporate the Waynesville and Petersburgh Railroad Company,"

Were severally read the third time, and passed.

Ordered, That the titles of the bills be as aforesaid, that the Clerk inform the Senate thereof, and ask their concurrence therein.

The bill from the Senate, entitled

"An act to amend an act, entitled 'An act for the organization and government of the Militia of this State, approved March 2, 1833,'"

Was read the third time, and passed as amended.

Ordered, That the title of the bill be as aforesaid, that the Clerk carry said bill to the Senate and ask their concurrence in the amendment of the House to said bill.

The engrossed bill, entitled

"An act to amend an act, entitled 'An act for the construction of the Illinois and Michigan Canal, approved 9th January, 1836,' "

Was read the third time, and passed by yeas and nays upon the call of Messrs. Dawson and Hardin, as follow, viz:

In the affirmative,

Messrs. Able, Aldrich, Atwater, Ball, Barnett, Bentley, Carpenter, Cloud, Courtright, Craig, Crain, Cullom, Davidson, Dawson, Dement, Diarman, Dollins, Dougherty, Douglass, Edmonston, Edwards, Elkin, English, French, Green of Clay, Green of St. Clair, Hankins, Happy, Hardin, Harris, Hinshaw, Hogan, Huey, Hunt, Lagow, Lane, Leary, Lincoln, Logan, Lyons, McClernand, McMurtry, Madden, Marrs, Minor, Minshall, Moore of McLean, Moore of St. Clair, Morton, Murphy of Perry, Murphy of Vermilion, Naper, Oneille, Pace, Paullen, Rawalt, Reddick, Richardson, Scarborough, Shields, Smith of Madison, Smith of Wabash, Stone, Stuart, Stuntz, Thompson, Turney, Voris, Walker of Cook, Walker of Morgan, Watkins, Webb, Wheeler, Whitten, Wilson, Witt, Wood, and Mr. Speaker—78.

In the negative,

Messrs. Dunbar and McCown—2.

Ordered that the title of the bill be as aforesaid, that the Clerk carry the same to the Senate and ask their concurrence in the passage thereof.

On motion of Mr. Smith, of Wabash, the bill from the Senate, entitled

"An act to permanently locate the Seat of Government of the State of Illinois,"

Some days since laid upon the table, was now taken up for consideration.

Mr. Smith of Wabash withdrew his proposed amendment to the amendment proposed by Mr. Dement.

Mr. Craig moved to amend the amendment proposed by Mr. Dement, by striking out all of said amendment after the words "to wit," and inserting the following, viz:

"Seven commissioners shall be elected by Joint vote of both Houses, one from each Judicial circuit, whose duty it shall be to make a careful examination of the country near the geographical centre of the State, and such other suitable places as they may see proper to examine, and to make a statement under their hands of the advantages and disadvantages of each

place, to the next meeting of the General Assembly, when the said General Assembly shall proceed to make a selection of a permanent Seat of Government of the State."

Which was not agreed to.

On motion of Mr. Richardson, the amendment proposed by Mr. Dement was amended, by adding after the word "Peoria" the words "Carlyle, Caledonia."

On motion of Mr. Cloud said amendment was further amended, by adding "Hillsborough, Cairo, Decatur."

On motion of Mr. Dubois, said amendment was further amended by adding "Palestine."

On motion of Mr. Morton, said amendment was further amended by adding "Shawneetown."

On motion of Mr. Enloe, said amendment was further amended by adding "Vienna" after "Caledonia."

On motion of Mr. Smith of Madison, said amendment was further amended, so as to make it a motion to strike out the 5th section of the bill. Also,

On motion of Mr. Atwater, said amendment was further amended, by inserting after the word "Alton," and before the word "and," in the 9th line of said proposed amendment, the words, "or such other place as the electors may choose."

Mr. Enloe moved that the bill and proposed amendments be referred to a select committee of five; which was not agreed to.

Mr. Lincoln called for a division, so as to take the question first upon striking out the 1st, 2d, 3d, 4th, and 5th sections of the bill.

Mr. Dement moved to amend the amendment, by striking out all the points mentioned to be voted for as the Seat of Government; which was not agreed to.

Mr. Pace moved to amend the amendment, by making it a motion simply to strike out all after the enacting clause of the bill; which was decided in the negative by yeas and nays, upon the call of Messrs. Pace and Cloud, as follow, viz:

In the affirmative,

Messrs. Bently, Carpenter, Cloud, Davidson, Dement, Diarman, Dollins, Douglass, English, French, Green of Clay, Hankins, Happy, Hardin, Harris, Hinshaw, Hogan, Huey, Lagow, McCown, McMurtry, Madden, Marrs, Minor, Morton, Pace, Paullen, Rawalt, Smith of Madison, Stuntz, Walker of Cook, Walker of Morgan, Wheeler, Whitten, Witt and Mr. Speaker—36.

In the negative,

Messrs. Able, Aldrich, Atwater, Ball, Barnett, Charles, Court-

right, Craig, Crain, Cullom, Dawson, Dougherty, Dubois, Dunbar, Edmonston, Edwards, Elkin, Galbreath, Green of St. Clair, Hunt, Lane, Leary, Lincoln, Logan, McCormick, McClernand, Minshall, Moore of McLean, Moore of St. Clair, Murphy of Perry, Naper, Oneille, Reddick, Richardson, Scarborough, Shields, Smith of Wabash, Stone, Stuart, Thompson, Turley, Turney, Voris, Watkins, Webb, Wilson, and Wood—47.

The question was then taken on striking out, and decided in the nngative by yeas and nays, as follow, viz:

In the affirmative,

Messrs. Bently, Carpenter, Cloud, Davidson, Dement, Dollins, Douglass, English, French, Green of Clay, Hankins, Happy, Hardin, Harris, Hinshaw, Huey, Lagow, McCown, McMurtry, Madden, Marrs, Minor, Morton, Pace, Paullen, Wheeler, Whitten and Mr. Speaker—28.

In the negative,

Messrs. Able, Aldrich, Atwater, Ball, Barnett, Charles, Courtright, Craig, Crain, Cullom, Dawson, Dougherty, Dubois, Dunbar, Edmonston, Edwards, Elkin, Galbreath, Green of St. Clair, Hogan, Hunt, Lane, Leary, Lincoln, Logan, McCormick, McClernand, Minshall, Moore of McLean, Moore of St. Clair, Murphy of Perry, Naper, Oneille, Rawalt, Reddick, Richardson, Scarborough, Shields, Smith of Madison, Smith of Wabash, Stone, Stuart, Stuntz, Thompson, Turly, Turney, Voris, Walker of Cook, Walker of Morgan, Watkins, Webb, Wilson, Witt and Wood—54.

Mr. Smith of Wabash moved to amend the 5th section of the bill by adding the following *Proviso*, viz:

"*Provided*, however, that if the General Assembly shall fail to select a point for the Seat of Government, as provided for in this act, then and in that case this section shall be void and of none effect."

Which was decided in the affirmative by yeas and nays, upon the call of Messrs. Dement and Dunbar, as follow, viz:

In the affirmative,

Messrs. Able, Aldrich, Atwater, Carpenter, Cloud, Craig, Davidson, Dollins, Dougherty, Douglass, English, French, Green of Clay, Hankins, Happy, Harris, Hinshaw, Hogan, Huey, Lagow, Lincoln, McCormick, McClernand, Madden, Marrs, Minor, Moore of McLean, Moore of St. Clair, Morton, Naper, Pace, Paullen, Shields, Smith of Madison, Smith of Wabash, Stone, Stuntz, Thompson, Walker of Cook, Walker

of Morgan, Wheeler, Whitten, Wilson, Witt, and Mr. Speaker—45.

In the negative,

Messrs. Ball, Barnett, Beatly, Charles, Courtright, Crain, Cullom, Dawson, Dement, Dubois, Dunbar, Edmonston, Edwards, Elkin, Galbreath, Green of St. Clair, Hardin, Hunt, Lane, Leary, Logan, McCown, McMurtry, Minshall, Murphy of Perry, Murphy of Vermilion, Oneille, Rawalt, Reddick, Richardson, Scarborough, Turley, Turney, Voris, Watkins, Webb, and Wood—37.

Mr. McMurtry moved the previous question.

On the question being put,

Shall the main question be now put?

It was decided in the affirmative.

The question was then put,

Shall said bill be read a third time?

It was decided in the affirmative by yeas and nays, as follow, upon the call of Messrs. Walker of Morgan, and Dement, to wit:

In the affirmative,

Messrs. Able, Aldrich, Ball, Barnett, Charles, Courtright, Craig, Crain, Cullom, Dawson, Dougherty, Dubois, Dunbar, Edmonston, Edwards, Elkin, French, Galbreath, Green of St. Clair, Hunt, Lane, Leary, Lincoln, Logan, McCormick, McClernand, Minor, Minshall, Moore of McLean, Moore of St. Clair, Murphy of Perry, Murphy of Vermilion, Naper, Oneille, Reddick, Richardson, Scarborough, Shields, Smith of Wabash, Stone, Thompson, Turley, Turney, Voris, Watkins, Webb, Wilson and Wood—48.

In the negative,

Messrs. Atwater, Bently, Carpenter, Cloud, Davidson, Dement, Dollins, Douglass, English, Green of Clay, Hankins, Happy, Hardin, Harris, Hinshaw, Hogan, Huey, Lagow, McCown, McMurtry, Madden, Marrs, Morton, Pace, Paullen, Rawalt, Smith of Madison, Stuntz, Walker of Cook, Walker of Morgan, Wheeler, Whitten, Witt, and Mr. Speaker—34.

The engrossed bill, entitled

"An act to incorporate the Edwardsville and Chippewa Railroad Company,"

Was read the third time.

When,

On motion,

The House adjourned.

WEDNESDAY, February 22, 1837.

House met pursuant to adjournment.

Mr. Madden, from the committee on Enrolled Bills, reported that they had laid before the Council of Revision bills of the following titles, viz:

"An act to extend the corporate powers of the town of Peoria."

"An act for the relief of the sheriff of the Shelby county."

"An act to incorporate the Princeton Seminary."

"An act for the relief of Elizabeth Row, late Elizabeth Buxton."

Message from the Senate by Mr. Thomas, their Secretary.

Mr. SPEAKER:

The Senate have passed bills of the following titles, viz:

"An act to incorporate the city of Chicago."

"An act to incorporate the Wabash Rail-road Company."

"An act supplemental to the act to incorporate the Kaskas-Bridge Company."

"An act appropriating the residue of the Vermilion Saline lands to the county of Vermilion for the purpose of building a bridge across the Big Vermilion river."

"An act to incorporate the town of Greenfield in Green county."

"An act to incorporate the Peoria Manufacturing and Exporting Company."

"An act authorizing a subscription to the capital stock of the State Bank of Illinois."

"An act to locate a State road from Princeton to Paw-Paw Grove."

"An act to incorporate the Illinois and Rock-Island Rail-road Company."

"An act to incorporate the town of Carlinville."

"An act to incorporate the Illinois Book and Publication Company."

"An act to amend an act incorporating the Springfield and Alton Turnpike Company."

"An act to legalize the sale of school land in Pike county."

In the passage of which several bills they ask the concurrence of the House of Representativs.

They have concurred with the House of Representatives in the passage of the bill, entitled

"An act for a State road from Jacksonville to Syracuse and Bloomington,"

As amended by them,

And ask the concurrence of the House of Representatives in their amendments to said bill.

They have concurred with the House of Representatives in their amendments to the bill, entitled

"An act to locate a State road from Peoria by Rome and Chilicothe to Princeton in Putnam county."

They have concurred with the House of Representatives in their 1st and 2d amendments to the bill from the Senate entitled

"An act to incorporate the Stockholders of the Pittsfield and Mississippi Rail-road Company;"

But do not concur with them in their 3d amendment to said bill, proposing to add a 14th section.

And then he withdrew.

Mr. Moore of McLean, from the select committee to which was referred a certain petition reported the same back to the House and asked to be discharged from the further consideration of the same;

Which was granted.

Mr. Moore of St. Clair, from the committee on Finance, to which was referred a certain report of the Auditor, reported the same back to the House, and asked to be discharged from the further consideration of the same;

Which was granted.

Mr. Moore of St. Clair, from the committee on Finance, to which was referred a certain communication from the Governor, reported the same back to the House, and asked to be discarged from the further consideration of the same;

Which was granted.

Mr. Craig, from the select committee to which was referred the bill, entitled

"An act fixing the terms of the courts of the 6th and 7th Circuits,"

Reported the same back with an amendment,

Which was read and concurred in.

On motion of Mr. Stone,

The bill was roferred to the committee on the Judiciary.

Mr. Edmonston, from the committee on Propositions and Grievances, to which was referred the bill, entitled

"An act for the relief of the persons therein named,"

Reported a substitue;

Which was read.

On motion of Mr. Turney,

The substitute was amended by adding after the word 'Pope,' 'and between George Russell and Nancy his wife.'

On motion of Mr. English,

The substitute was further amended by adding 'Malinda Rockhold and Elijah Rockhold.'

On motion of Mr. Huey,

The substitute was further amended, by adding "Julia Hull and Jeremiah Hull, her husband, and David Daw and Jane Delila his wife."

Mr. Atwater moved further to amend the substitute, by adding after the word "wife," the following to wit: "and all other persons who are desirous of being divorced, *provided*, they shall have such desire entered upon the records of the proper courts for it."

Mr. Stuart moved to lay said bill and proposed amendments on the table until the fourth day of July next,

Which was decided in the negative by yeas and nays as follows, to wit:

In the affirmative,

Messrs. Aldrich, Atwater, Barnett, Bently, Charles, Cloud, Craig, Diarman, Douglass, Dubois, Elkin, Galbreath, Hankins, Happy, Hardin, Hinshaw, Hogan, McClernand, McMurtry, Minshall, Moore of McLean, Moore of St. Clair, Morton, Oneille, Pace, Rawalt, Richardson, Stuart, Voris, Walker of Morgan, Watkins, Webb, Whitten, Wilson, and Wood—35.

In the negative,

Messrs. Courtright, Crain, Cullom, Davidson, Dawson, Dement, Dollins, Dougherty, Dunbar, Edmonston, English, Enloe, Harris, Huey, Hunt, Lagow, Lane, Lincoln, Logan, Lyons, McCormick, Madden, Marrs, Minor, Murphy of Perry, Murphy of Vermilion, Naper, Reddick, Scarborough, Shields, Smith of Madison, Smith of Wabash, Stone, Thompson, Turley, Turney, Walker of Cook, Wheeler, and Witt—39.

On motion of Mr. Smith of Wabash,

The said bill and proposed amendments, were referred to a committee of the whole House, and made the special order of the day for 7 o'clock this evening.

Message from the Senate, by Mr. Thomas their Secretary.

MR. SPEAKER:

The Senate have concurred in the report of the committee of conference, on the disagreeing vote of the two Houses, on the amendment of the Senate, to the bill from the House of Representatives, entitled

"An act to incorporate the Jerseyville Hotel Company,"

And have receded from their said amendment to said bill.

They have concurred with the House of Representatives in the passage of the bill, entitled

"An act providing for the location of a State road from Danville to Havana,"

As amended by them.

They have amended the title of said bill by striking out "Havana," and inserting "Newcastle" in lieu thereof.

And ask the concurrence of the House of Representatives in their amendment to said bill and the title thereof.

They have also concurred with the House of Bepresentatives in the passage of the bill, entitled

"An act to incorporate the Canton and Utica Rail road Company."

And then he withdrew.

Mr. Stuart, from the select committee, to which was referred the bill, entitled

"An act for the purposes therein named, and for other purposes,"

Reported the same back to the House with an amendment,

Which was read and concurred in.

Ordered to be engrossed for a third reading.

Mr. Lane, from the select committee, to which was referred a certain petition, reported a bill for

"An act to incorporate the Manchester and Bridgeport Rail-road company,"

Which was read twice, and

Ordered to be engrossed for a third reading.

Mr. Morton, from the select committee, to which was referred the bill, entitled

"An act to provide for contingencies,"

And the amendment thereto,

Reported the same back to the House without amendment.

The question was then taken on Mr. Atwater's motion to strike out the fouth section,

And decided in the negative.

On motion of Mr. Elkin,

The bill was amended by striking out the following words, to wit:

"Center of the main channel of the Sangamon river, thence down said river, to the center of the main channel of the Illinois river."

The amendments of the select committee as amended, were read and concurred in.

Ordered to be engrossed for a third reading.

Mr. Morton moved to dispense with the rule, and read the bill the third time by its title,

Which was not agreed to.

Message from the Senate, by Mr. Thomas their Secretary.

Mr. Speaker:

The Senate have concurred with the House of Representatives in the passage of the bill from the House of Representatives, entitled

"An act to establish and maintain a general system of Internal Improvements,"

As amended by them,

In which amendments, they ask the concurrence of the House of Representatives.

And then he withdrew.

Mr. Turley, from the select committee, to which was referred the bill, entitled

"An act to locate a State road from Mr. Anderson's bridge in Madison county, to B. Johnson's in Bond county,"

Reported the same back to the House without amendment.

Ordered to be engrossed for a third reading.

Mr. Bently, moved to dispense with the rule of the House and read the bill the third time by its title,

Which was agreed to.

The bill then passed.

Ordered, That the title of the bill be as aforesaid, that the Clerk carry said bill to the Senate and ask their concurrence in the passage thereof.

Mr. Dougherty from the select committee to which was referred the bill, entitled

"An act to re-locate State roads therein named,"

Reported the same back to the House with an amendment,

Which were read and concurred in.

Ordered to be engrossed for a third reading.

Mr. Witt, from the select committee, to which was referred the bill, entitled

"An act for a bridge across the east fork of Shoal creek in Montgomery county,"

Reported the same back to the House with an amendment, Which was read.

Mr. Dawson moved to amend the report of the select committee, by adding the following, to wit:

"And $200 to build a bridge over the big slough, in the Sangamon river bottom, on the road from Springfield to Dingmon's ferry.

Mr. Murphy of Perry, moved to lay said bill and proposed amendment on the table until the fourth day of July next,

Which was agreed to.

Mr. Atwater, from the select committee to which was referred a bill entitled

"An act to locate a state road from Enterprise, in Lasalle county, to Knoxville, in Knox county,"

Reported the same back to the House with an amendment.

Which were read and concurred in.

Ordered to a third reading.

Message from the Senate by Mr. Flood.

Mr. Speaker:—The Senate have passed bills of the following titles, viz:

"An act to provide for the election of probate justices of the peace."

"An act to incorporate the Tamarawa and Mississippi Rail Road Company."

"An act to incorporate the Lewistown and Liverpool Rail Road Company." And

"An act to incorporate the Rector Steam Mill Company, in Hamilton county."

In the passage of which several bills they ask the concurrence of the House of Representatives.

They have concurred with the House of Representatives in the passage of bills of the following titles, viz:

"An act to establish a state road from the state road leading from Springfield to Decatur, to Waynesville, in McLean county."

"An act declaring the road from Knoxville to Stephenson a state road."

"An act concerning process."

"An act to relocate a part of the state road from Springfield to Peoria."

"An act to relocate a part of the state road from Decatur to Bloomington." And

"An to locate a state road therein named."

They have also concurred with the House of Representatives in the passage of the bills from the House of Representatives entitled

"An act to locate a state road from Shawneetown, in Gallatin county, to Gasconade, in Pope county." And

"An act to locate a state road from a point on the Mississippi river, opposite Burlington, to Farmington, in Fulton county."

As respectively amended by them, and ask the concurrence of the House of Representatives in their amendments to said bills.

And then he withdrew.

Mr. Watkins, from the select committee to which was referred the bill entitled

"An act providing for the payment of an appropriation made to Franklin and Jackson counties, approved February 15th, 1827,"

Reported the same back to the House with amendments,

Which were read.

Mr. Harris called for a division of the question upon the amendments.

The question was then taken upon the amendment to the first section of the bill,

And agreed to.

The question being then taken upon the amendment to the third section of the bill,

It was also agreed to.

Mr. Carpenter moved to reconsider the vote taken on the adoption of the last amendment reported by the select committee

When,

The House adjourned until two o'clock, P. M.

2 o'clock, P. M.

House met pursuant to adjournment.

On motion of Mr. Murphy of Perry,

The rules of the House were amended by adding the following, to wit:

It shall be in order during the remainder of this session, at any time when there is no question pending, to move to take up any particular bill, either in the messages from the Senate, or in the orders of the day: *Provided*, That no debate shall be allowed on any such motion.

The question pending yesterday evening when the House adjourned, being the motion of Mr. Smith of Marion, to amend the bill entitled

"An act to incorporate the Edwardsville and Chippewa Rail Road Company,"

Coming up for consideration,

Mr. Smith of Madison withdrew his proposed amendment to said bill.

The bill then passed.

Ordered, That the title of the bill be as aforesaid, that the Clerk carry the said bill to the Senate, and ask their concurrence therein.

Mr. Murphy of Perry moved to take up the message from the Senate containing the bill for

"An act to establish and maintain a general system of Internal Improvements,"

Which was agreed to.

The amendments of the Senate to said bill were then read.

Mr. Paullin moved to amend the amendments of the Senate by adding the following to the last section, to wit:

Provided, An election shall be held in the several counties in this State, on the first Monday in June next, at the usual places of holding elections in the respective counties, and the legal voters shall then and there elect by their votes, whether they will or will not adopt a general system of Internal Improvements as is contemplated by this act; and if a majority of votes be given in the affirmative, then this law shall be in full force and virtue, otherwise to be null and void. And it shall be the duty of the several judges of elections, and clerks of county commissioners courts, respectively, to make due returns of the votes given, agreeably to the act regulating elections, approved

January 10th, 1829. And when the said returns shall have been received in the office of the Secretary of State, it shall be the duty of the Governor forthwith to issue his proclamation making known the result of the same, and to cause the same to be published in one or more of the public newspapers printed in this State for four weeks successively.

Mr. Murphy of Vermillion moved the previous question.

The question was then taken on the motion to amend, as proposed by Mr. Paullen,

And decided in the negative, by yeas and nays as follow, upon the call of Messrs. Lane and Walker of Morgan, to wit:

In the affirmative,

Messrs. Atwater, Bently, Carpenter, Courtright, Diarman, Dollins, Edmonston, English, Hankins, Happy, Hardin, Harris, Lane, McCown, Mc Murtry, Madden, Minor, Morton, Pace, Paullen, Richardson, Shields, Stuart, Thompson, Turney, Walker of Morgan, Webb, Wheeler, Whitten and Witt—30.

In the negative,

Messrs. Able, Aldrich, Ball, Barnett, Charles, Cloud, Craig, Crain, lom, Davidson, Dawson, Dement, Dougherty, Douglass, Dubois, Dunbar, Edward, Elkin, French, Galbreath, Green of Clay, Green of St. Clair, Hinshaw, Hogan, *H*uey, Hunt, Lagow, Leary, Lincoln, Logan, Lyons, McCormick, McClernand, Marrs, Minshall, Moore of McLean, Moore of St. Clair, Murphy of Perry, Murphy of Vermilion, Naper, Oneille, Rawalt, Reddick, Scarborough, Smith of Madison. Smith of Wabash, Stone, Stuntz, Turley, Voris, Walker of Cook, Watkins, Wilson, Wood and Mr. Speaker—55.

The question was then put,

Shall the main question be now put?

And decided in the affirmative.

The question was then put,

Will the House concur in the amendments of the Senate to said bill?

Which was decided in the affiirmative by yeas and nays, upon the call of Messrs. Lincoln and Dunbar, as follow, viz:

In the affirmative,

Messrs. Able, Aldrich, Atwater, Ball, Charles, Cloud, Craig, Crain, Cullom, Davidson, Dawson, Dement, Dougherty, Douglass, Dubois, Dunbar, Edmonston, Edwards, Elkin, Galbreath, Green of Clay, Green of St. Clair, Happy, Hinshaw, Hogan, Huey, Hunt, Lagow, Leary, Lincoln, Logan, Lyons, McCormick, McClernand, Madden, Marrs, Minshall, Moore of McLean, Moore of St. Clair, Morton, Murphy of Perry, Murphy of Vermilion, Naper, Oneille, Rawalt, Red-

dick, Scarborough, Shields, Smith of Madison, Smith of Wabash, Stone, Stuart, Stuntz, Turley, Turney, Voris, Walker of Cook, Watkins, Whitten, Wilson, Wood and Mr. Speaker —62.

In the negative,

Messrs. Barnett, Bently, Carpenter, Courtright, Diarman, Dollins, English, French, Hankins, Hardin, Harris, Lane, McCown, McMurtry, Minor, Pace, Paullen, Thompson, Walker of Morgan, Webb, Wheeler, and Witt—22

Ordered, That the Clerk inform the Senate thereof.

The bill from the Senate, entitled

"An act to incorporate the Rushville Insurance Company,"

Was read the third time as amended, and passed.

Ordered, That the title of the bill be as aforesaid, that the Clerk inform the Senate thereof, and ask their concurrence in the amendment to said bill.

The engrossed bill, entitled

"An act to provide for the printing, binding, and distributing the laws and journals of this State,"

Was read a third time and passed.

Ordered, That the title of the bill be as aforesaid, that the Clerk inform the Senate thereof, and ask their concurrence therein.

On motion of Mr. Witt,

The bill contained in a message from the Senate, entitled

"An act to re-locate the county seat of Calhoun county,"

Was taken up. twice read, and

On motion of Mr. Lane,

Referred to a select committee.

Ordered, That Messrs. Lane, English and Paullen, be that committee.

On motion of Mr. Webb,

The bill contained in a message from the Senate, entitled

"An act fixing the times of holding circuit courts, in the several counties of the fourth Judicial circuit,"

Was taken up, read twice, and

Ordered to a third reading.

Mr. Leary moved to take up the bill from the Senate, contained in a Message from the Senate, entitled

"An act, supplemental to an act, to establish certain counties," approved January 16, 1836;

Which was not agreed to.

Mr. Douglass moved that the House adjourn,

Which was not agreed to.

On motion of Mr. Dement,

The amendment to the rules this day adopted, was rescinded.

The engrossed bill, entitled

"An act for the relief of McDonough county,"

Was read the third time.

On motion of Mr. Lane,

The bill was amended, by adding the words "and Calhoun;" and by striking out "Sheriff and Clerk," and insert "Sheriffs and Clerks."

Mr. Moore of St. Clair, moved to lay the bill on the table until the 4th day of July next,

Which was not agreed to.

On motion of Mr. Webb,

The bill was amended, by adding at the end of the bill the following:

Provided, neither county shall receive more than $200 under this law.

On motion of Mr. McMurtry,

The counties of Knox and Warren, were added.

On motion of Mr. Atwater,

The county of Putnam, was also added.

On motion of Mr. Wheeler,

The county of Pike, was also added.

Mr. Murphy of Vermilion, moved to lay the bill on the table, until the 4th day of July next,

Which was not agreed to, by yeas and nays as follow, upon the call of Messrs. Murphy of Vermilion, and Bently, to wit:

In the affirmative,

Messrs. Atwater, Bently, Carpenter, Charles, Courtright, Craig, Crain, Davidson, Dollins, Dougherty, Hankins, Hinshaw, Huey, Hunt, McClernand, Marrs, Minor, Moore of McLean, Moore of St. Clair, Morton, Murphy of Vermilion, Oneille, Pace, Reddick, Shields, Stuntz, Thompson, Walker of Cook, and Webb—29.

In the negative,

Messrs. Ball, Barnett, Cloud, Cullom, Dawson, Douglass, Dunbar, Edmonston, Edwards, English, Enloe, Galbreath, Green of Clay, Happy, Hardin, Harris, Lagow, Lane, Leary, Lincoln, Logan, McCormick, McMurtry, Madden, Minshall, Rawalt, Richardson, Smith of Wabash, Stone, Turney, Voris,

Walker of Morgan, Wheeler, Whitten, Wilson, Witt, Wood and Mr. Speaker—38.

On motion of Mr. Ball,

The bill was then referred to a select comittee of seven.

Ordered, That Messrs. Ball, Edmonston, Happy, Minshall, Lane, Voris, and McMurtry, be that committee.

And then the House adjourned.

THURSDAY, February 23, 1837.

House met pursuant to adjournment.

Mr. Madden, from the Committee on Enrolled Bills, reported as correctly enrolled, bills of the following titles, viz:

"An act to locate a State road from Peoria by Rome and Chilicothe to Princeton in Putnam county."

"An act to change part of a State road from Hillsborough to Alton."

"An act to incorporate the Mississippi and Illinois Rail-road Company."

"An act to incorporate the Canton and Utica Rail-road Company."

"An act to locate a State road therein named."

"An act to re-locate a part of the State road from Decatur to Bloomington."

"An act to change a part of a certain road therein named."

And afterwards reported that he had laid the foregoing bills before the Council of Revision.

Mr. Lane, from the committee on Corporations, to which was referred the bill, entitled

"An act to incorporate the Grafton and Carrollton Turnpike Company."

Reported back to the House a substitute;

Which was read and concurred in.

Ordered to be engrossed for a third reading.

Message from the Senate by Mr. Thomas, their Secretary.

Mr. SPEAKER:

The Senate have concurred with the House of Representatives in their amendments to the bills from the Senate of the following titles, viz:

"An act to locate a State road from Chester to Belleville."

"An act to incorporate the towns therein named, and for other purposes."

"An act to locate a State road from Nashville, in Washington county, to Equality, in Gallatin county."

"An act to incorporate the Illinois Beet-sugar, Silk, and Vegetable Oil Manufacturing Company." And

"An act to regulate proceedings by attachment before Justices of the Peace."

They have also concurred with the House of Representatives in their amendments to the preamble and resolution from the Senate, requiring the Secretary of State to cause to be published, &c. the act of last session, entitled "An act to ascertain the county line, between the counties of Morgan and Sangamon."

They do not recede from their amendment to the bill from the House of Representatives, entitled

"An act allowing compensation to Judges and Clerks of Election, in certain cases."

And then he withdrew.

Mr. Naper, from the select committee to which was referred certain petitions, reported a bill, entitled

"An act for the formation of Michigan county;"

Which was read twice, and

Ordered to be engrossed for a third reading.

Mr. Voris, from the select committee to which was referred the bill from the Senate, entitled

"An act for the relief of Rene Paul,"

Reported the same back to the House with sundry amendments,

Which were read.

Mr. Carpenter called for a division of the question on striking out.

The question was then taken on striking out;

Which was not agreed to.

The question was then taken on adding an additional section to said bill;

Which was not agreed to.

The question was then taken on the amendment offered by a former select committee;

Which was agreed to.

The bill was again read and passed as amended.

Mr. Moore of St. Clair moved to amend the title of the bill by adding the words "and others;"

Which was agreed to.

Ordered, That the title of the bill be as amended, that the Clerk inform the Senate thereof, and ask their concurrence in the amendments of the House to the bill and the title of said bill.

Mr. Logan, from the select committee, to which was referred the bill entitled

"An act providing for the application of an unexpended balance in Gallatin county,"

Reported the same back to the House with sundry amendments,

Which were read.

Mr. Dougherty called for a division of the question, so as to take the question separately on the first three amendments.

The question was then taken upon the first three amendments;

Which was not agreed to.

On motion of Mr. Dougherty,

The amendment of the select committee was amended by adding to the end of the proviso, in the third section, the following:

"Nothing in this act shall be so construed, as to interfere with appropriations, heretofore made out of the proceeds of said lands, except Gallatin county."

The question was then taken on the amendment as amended,

And agreed to.

Ordered to be engrossed for a third reading.

Mr. Webb presented the following protest, which was ordered to be spread upon the Journal, to wit:

The undersigned, Representatives from the county of White, in accordance with their constitutional privilege, do dissent and hereby most solemnly protest against the passage of the act, entitled "An act to establish and maintain a general sys-

tem of Internal Improvement," as prejudicial to the interests of the State for the following reasons:

At the commencement of the present session of the General Assembly, our people were rich in worldly substance, and as happy and contented as human nature permits—they are so yet—and every thing with them is prosperous; the products of their industry command higher prices than were ever known in the State, their lands are higher in price, and at many points their town lots are exorbitantly so—while at all other points seemingly possessed of minor, or no peculiar advantage, the prices of their town property keeps steadily progressing with the property and improvement of the country.

The State is, and for years has been filling up with a hardy, industrious, and enlightened population, and this in a ratio unparalleled even in the wonderful western States of this wonderful confederacy.

These things are not to be denied. And the undersigned look on with amazement and wonder, utterly at a loss to conceive what blessing, what advantage (to be shared by the whole People,) is to be attained by plunging the State in a debt, the interest on which will amount to more than ten times its present revenue; which, even now, is insufficient to meet its ordinary and absolutely necessary expences. *Can* it double the price of pork, of beef, or any other staple? *Can* it double the price of labor? *Can* it lessen the price of the absolute or factitious necessaries of life? The undersigned think not. That it may greatly increase the value of lots and lands around some prominent and terminating points the undersigned fully admit. And although this may greatly redound to the benefit of many worthy individuals, citizens and not citizens of this State, it will be but a poor solace for the many burthens and anxieties with which, in the opinion of the ununderstigned, it will overwhelm the People.

The act provides for the construction of many immense works, in a great degree unconnected, and not in the least dependent on, or necessary to each other. It bears upon its face the stamp of what is in polite parlance termed compromise. And while it is said, and for argument's sake admitted by the undersigned, that the "systems" of Indiana and Pennsylvania were brought into being by a like process, that of the former is yet in its infancy: it has as yet put forth no blossom to attract our admiration, no fruit to stimulate our rivalry;

and that of the latter exhibits many splendid and useful works called for by the necessities of a great and rich people, almost smothered by the incubus with which they were loaded by the process.

And even the successful works of Pennsylvania and New York afford no fair example or precedent to us; for there they are intended to connect, and do connect, cities of vast wealth, business, and population, traversing countries densely populated, and of immense resources; affording means conveniences, and appliances for that wealth, business, population, and those resources; while the works proposed by this act seem to the undersigned to be a bold attempt to *create* cities, and attract population and wealth.

The undersigned pretend to no gift of prophecy; but if the experiment fails what will be the condition of this people?

The undersigned most solemnly protest against the introduction of that principle into our legislation, as foreign to the genius of our institutions, and fraught with destruction to their purity: by which one great measure is made to depend upon another of more or less importance; by which, when fully carried out, extremes are made to meet, and the good of the whole may be swallowed up in combined petty, and sometimes private interests.

The undersigned would pass over the multitude of officers, with ample salaries, which the act proposes to create, who must live, thrive, and have their being in the system, because they are perhaps each one necessary to the very existence of the system, but that they find in that very necessity an objection to the system itself.

There is manifestly no disposition, and most probably there will at present be no attempt, to increase the taxes and burthens of the people to the extent necessary to sustain the system proposed by this act, consequently its supporters must seek other and experimental means to supply the deficit. Already is a large increase of banks and banking capital proposed as one of those means.

In the Commonwealth's Bank of Kentucky, our own old State Bank, and the Loan Office of Missouri, which were pure "State" institutions, and in the history of almost all the banks of all the States during the ten years previous to 1828, the undersigned think they see a faint glimmering of the splendid failure and utter misery which must ensue an experiment of that nature.

The undersigned do not pretend to assert that they are in-

fallibly right, and the majority wrong, but they claim to be sincere; and they desire this their Protest, and their few short reasons for the same, may be entered upon the Journal.

E. B. WEBB,
JOHN McCOWN.

VANDALIA, H. of R. Feb. 23, 1837.

A message from the Senate by Mr. Thomas, their Secretary.

MR. SPEAKER:

The Senate have concurred with the House of Representatives in the passage of the bills of the following titles, viz:

"An act to locate a State road from Decatur to Waynesville,"

"An act to locate a State road from Newton, in Jasper county, to Decatur, in Macon county,"

"An act to re-locate the seat of justice of Clark county," And

"An act to establish the county of Livingston,"

As respectively amended by them, and ask the concurrence of the House of Representatives in their amendments to said bills.

They have indefinitely postponed the further consideration of the bill from the House of Representatives, entitled

"An act for the organization of the county of Van Buren."

And then he withdrew.

Mr. Smith, of Madison, from the select committee, to which was referred the bill from the Senate, entitled

"An act to amend an act to incorporate the Alton and Wabash Railroad Company,"

Reported the same back to the House, with an amendment, which was read and concurred in.

Ordered to a third reading.

Mr. Webb, from the Committee on Corporations, to which was referred the bill, entitled

"An act concerning the county of Calhoun, and for other purposes,"

Reported the same back with an amendment,

Which was read and concurred in.

Ordered to be engrossed for a third reading.

Mr. Leary, from the select committee, to which was referred the following resolution from the Senate, viz:

Resolved by the Senate, (the House of Representatives concurring herein,) that a joint select committee be appointed to

prepare and report a bill prescribing the time of holding the courts in the 6th and 7th judicial circuits; said committee to consist of one on the part of the Senate, and two on the part of the House from each of said judicial circuits—

Reported the following substitute, to wit:

"Resolved by the General Assembly of the State of Illinois, (two thirds concurring herein,) that the time arrived imperatively demanding the amendment of the constitution of this State so as among other things,

1st. To prevent domestic slavery within its limits.

2d. To render members of the general assembly, ineligible to any office within the gift of the said general assembly.

3d. To prescribe the duration of office of Judges of the Supreme and inferior courts.

4th. To authorize the general assembly to exempt from taxation the common necessaries of life.

5th. To abolish the council of revision, now a co-ordinate branch of the Legistature, the tenure of office of which is for life.

6th. To empower the General Assembly to re-model the county commissioners' courts if deemed practicable.

7th. To provide for the equal apportionment of representation as well as to limit the number of members of each branch of the General Assembly.

8th. To limit the constitutional provision the per diem of the members of each branch of the General Assembly of Illinois.

Resolved, that it be and is hereby recommended to the electors of this state at the next election of members of the General Assembly to vote for or against a convention to amend the constitution.

Resolved, that the votes which shall be polled in favor of a convention shall be deemed as instructions emanating from the people and obligatory upon the convention when organised, to conform as near as may be to the above specified and proposed amendments."

Mr. Shields moved to amend the substitute by striking out all after the word "state" which was not agreed to.

Mr. Douglass moved to amend the substitute by striking all after the word "Resolved" and inserting the following, to wit: "by the General Assembly, two thirds concurring herein, that it be recommended to the electors of the State of Illinois at their next general election for representatives to vote for or against a convention to amend the constitution of this State,

Mr. Enloe moved to lay said resolutions and proposed amendment on the table until the fourth day of July next.

Which was decided in the negative, upon the call of Messrs. Walker of Morgan and Lane as follow, to wit:

In the affirmative,

Messrs. Ball, Carpenter, Crain, Cullom, Dawson, Dement, Diarman, Dollins, Edwards, Elkin, Enloe, Hardin, Hogan, Hunt, Lincoln, Logan, McCormick, McCown, Moore of St. Clair, Pace, Rawalt, Stone, Stuart, Stuntz, Thompson, Webb, Whitten, and Wilson—28.

In the negative,

Messrs. Able, Atwater, Barnett, Bently, Charles, Cloud, Courtright, Craig, Davidson, Dougherty, Douglass, Dubois, Dunbar, Edmonston, English, French, Galbreath, Green of Clay, Hankins Happy, Harris, Hinshaw, Huey, Lagow, Lane, Leary, McClernand, McMurtry, Madden, Marrs, Minor, Minshall, Moore of McLean, Morton, Murphy of Perry, Murphy of Vermilion, Naper, Oneille, Paullen, Reddick, Scarborough, Shields, Smith of Madison, Smith of Wabash, Turley, Turney, Voris, Walker of Cook, Walker of Morgan, Watkins, Witt and Mr. Speaker.—52

Mr. Walker of Morgan called for a division of the question on striking out.

The question was then taken upon striking out, and agreed to.

The question was then taken upon the amendment of Mr. Douglass and agreed to.

The question was then taken upon the adoption of the resolution from the Senate as amended by this House, and decided by yeas and nays upon the call of Messrs, Turney and Bentley as follow, to wit:

In the affirmative,

Messrs. Able, Atwater, Bentley, Charles, Cloud, Courtright, Craig, Davidson, Dougherty, Douglass, Dubois, Edmonston, English, French, Galbreath, Green of Clay, Hankins, Happy, Harris, Hinshaw, Huey, Hunt, Lagow, Lane, Leary, Logan, Lyons, McClernand McMurtry, Madden, Marrs, Minor, Minshall, Moore of McLean, Morton, Murphy of Perry, Murphy of Vermilion, Naper, Oneille, Reddick, Richardson, Scarborough, Shields, Smith of Madison, Smith of Wabash, Turley, Turney, Voris, Walker of Cook, Walker of Morgan, Watkins, Wheeler, Witt and Mr. Speaker.—55

In the negative,

Mersrs. Aldrich, Ball, Carpenter, Crain, Cullom, Dawson, Dement, Diarman, Dollins, Dunbar, Edwards, Elkin, Hardin,

Hogan, Lincoln, McCormick, McCown, Moore of St. Clair, Odam, Pace, Paullen, Rawalt, Stone, Stuart, Stuntz, Thompson, Webb, Whitten and Wilson.—29

Ordered, That the Clerk inform the Senate thereof, and ask their concurrence in the passage of said resolution, as amended by the House of Representatives.

It is further ordered that the Clerk inform the Senate, that upon the passage of said resolution in the House of Representatives, fifty-five members voted in the affirmative; twenty-nine in the negative; and that eighty-eight members now hold their seats in the House of Representatives.

Message from the Senate, by Mr. Thomas their Secretary. Mr. SPEAKER:

The Senate have passed bills of the following titles, viz:

"An act authorizing Williston T. Reed to establish a ferry at New-Port, on the Ohio river, and for other purposes."

"An act to lay out a State road from Shawneetown to Equality."

"An act to authorize William Drummond to build a mill dam on Big Muddy river."

"An act to locate road from Cleveland, in Tazewell county, to Versailles, in McLean county, and for other purposes." And

"An act to alter a certain State road in Fayette county."

And ask the concurrence of the House of Representatives in the passage of said bills respectively.

They have concurred with the House of Representatives in the passage of the bills of the following titles, viz:

"An act authorizing suits against persons whose names are unknown, in certain cases."

"An act for the relief of the infant heirs of James Woodside deceased."

"An act to locate a State road from the Mississippi to Macomb."

"An act to change in part a State road leading from Mezedocia to Quincy."

"An act to locate a State road from Beardstown to Mount Sterling."

"An act to locate certain State roads therein named."

"An act for the relief of heirs of John Thompson, dec'd."

"An act to locate a State road from Thornton to Lockport,

Plainfield and Blackberry creek."

"An act to authorize John Haynes to build a toll bridge across the Skillet Fork."

"An act to vacate the survey and plat of the town of Concord and West Windsor."

They have also concurred with the House of Representatives in the passage of bills of the following titles, to wit:

"An act laying out certain State roads," And

"An act to incorporate the Liberty and Pinckeyville railroad company,"

As respectively amended by them,

And ask the concurrence of the House of Representatives in their amendments to said bills.

They have concurred with the House of Representatives in their amendments to bills from the Senate of the following titles, viz:

"An act to amend an act entitled an act to incorporate the Carlyle Bridge Company." And

"An act to vacate parts of certain roads."

They have also concurred with the House of Bepresentatives in their amendments to the bill from the Senate, entitled

"An act to establish a State road therein namcd,"

As amended by them,

And ask the concurrence of the House of Representatives in their amendments to the amendment of the House to said bill.

And then he withdrew.

A message from the Governor, by A. P. Field, Esq. Secretary of State, was received, and read, and is as follows, to wit:

EXECUTIVE DEPARTMENT, Illinois,
Vandalia, February 23, 1837.

To the Hon. the Speaker of the House of Representatives:

SIR:—

A vacancy has occurred in the office of Judge of Probate for the county of Wayne, by the resignation of Samuel Leech, Esq.

I have the honor to be, sir
Your ob't Servant,
JOSEPH DUNCAN.

The communication was then laid upon the table.

Mr. Turney, from the select committee, to which was referred the bill, entitled

"An act in addition to the several acts for the support of common schools,"

Reported the same back to the House with an amendment: Which was read and concurred in.

When,

The House adjourned until 2 o'clock P. M.

2 o'clock, P. M.

House met pursuant to adjournment.

The House then resolved itself into a committee of the whole House on the bill, entitled

"An act making appropriations for the years 1837 and 1838,"

And after some time spent therein,

The Speaker resumed the Chair, and

Mr. Smith of Madison reported that the committee of the whole House had, according to order, had said bill under consideration, made some progress therein, and directed him to ask leave to sit again on said bill, at 7 o'clock, P. M. on this day.

On the question,

Shall leave be given?

It was decided in the affirmative.

Message from the Senate, by Mr. Thomas their Secretary. Mr. Speaker:

The Senate have concurred with the House of Representatives in the passage of bills of the following titles, viz:

"An act for the relief of the Clerk of the County Commissioners' Court of Franklin county."

"An act to locate State road from Chester, in Randolph county, to Waterloo."

They amend the title of the last mentioned bill by striking out the words "in Randolph county,"

And ask the concurrence of the House of Representatives in said amendment.

They have also concurred with the House of Representatives in the passage of the bill, entitled

"An act to incorporate the Calhoun Coal and Mining Company,"

As amended by them,

And ask the concurrence of the House of Representatives in their amendments to said bill.

They have indefinitely postponed the further consideration of the bill from the House of Representatives, entitled

"An act to authorize the Trustees of the town of Pekin to keep a ferry over the Illinois river."

And then he withdrew.

And then the House adjourned until 7 o'clock, P. M.

7 o'clock, P. M.

House met pursuant to adjournment.

The House now resolved itself into a committee of the whole House to take into consideration the bill for

"An act making appropriation for the years 1837 and 1838,"

And after some time spent therein,

Mr. Speaker resumed the Chair, and

Mr. Hogan reported that the committee of the whole House had, according to order, had said bill under consideration, had made sundry amendments thereto, in which they ask their concurrence therein.

When,

On motion of Mr. Lincoln,

Said bill and proposed amendments were referred to the committee on Public Accounts and Expenditures.

When,

On motion,

The House adjourned.

FRIDAY, February 24, 1837.

House met pursuant to adjournment.

Mr. Madden, from the committee on Enrolled Bills, reported as correctly enrolled bills, of the following titles, viz:

"An act to locate a State road from Nashville, in Washington county, to Equality, in Gallatin county."

"An act to incorporate the Pike County Mutual Fire Insurance Company."

"An act to locate a State Road from opposite Clarksville, at the ferry in Calhoun county, to intersect the State road near Pittsfield, in Pike county."

"An act to incorporate the President and Trustees of the Rushville Seminary."

"An act to incorporate the Pittsfield Academy."

"An act to change the name of the town of Selma, and for other purposes."

Mr. Madden afterwards reported that he had this day laid the foregoing bills before the Council of Revision.

On motion of Mr. Edwards,

Leave was given to Mr. Whitten to change his vote to the negative on the question of concurrence in the amendments of the Senate to the bill from the House, entitled

"An act to establish and maintain a general system of Internal Improvements."

The question pending at the adjournment of the House on the 23d inst in the forenoon, being upon the motion of Mr. Carpenter to re-consider the vote taken upon concurring in the amendment, adding a third section to the bill, entitled

"An act providing for the payment of an appropriation made to Franklin and Jackson counties, approved Feb. 15, 1827,"

Again coming up for consideration,

And being put,

Was decided in the affirmative.

The question was then taken upon concurring in said amendment;

And decided in the negative.

The bill then passed as amended.

Ordered, That the title of the bill be as aforesaid, that the Clerk carry said bill to the Senate and ask their concurrence in the passage thereof.

The question pending upon the adjournment of the House on yesterday upon ordering to be engrossed for a third reading the bill for

"An act in addition to the several acts for the support of common schools,"

Again coming up for consideration.

Mr. Dunbar moved to amend the bill by adding to the end thereof the following *proviso*, viz:

Provided, That this act shall not extend to the county of Coles, unless the County Commissioners' Court of said county shall so order and direct.

Mr. Murphy of Vermilion moved to amend the amendment by addidg the following additional proviso, to wit:

Provided, This act shall not take effect in the county of Vermilion, unless the County Commissioners' Court of said county shall consent thereto, which consent shall he entered on record in said court.

When,

On motion of Mr. Reddick,

Said bill and proposed amendments were laid upon the table until the 4th day of July next.

Mr. Leary, from the committee on the Judiciary, to which was referred the bill, entitled

"An act fixing the terms of the courts of the 6th and 7th circuits,"

Reported the same back to the House with amendments,

Which were read.

On motion of Mr. English,

The bill and proposed amendments were referred to a select committee of eight, one to be selected from each county in the 1st Judicial Circuit.

Ordered, That Messrs. English, Lane, Douglass, Edwards, Stuart, Moore of McLean, Reddick, and Harris be that committee.

Mr. Dougherty, from the committee on the Judiciary, to which was referred the bill from the Senate, entitled

"An act to relocate the State Penitentiary,"

Together with the amendment of the committee of the whole House,

Reported the same with an amendment;

Which was read.

Mr. Smith of Madison moved to lay the bill and proposed amendments upon the table.

Mr. Richardson moved to lay the same upon the table, until the fourth day of July next.

The question was then taken upon laying on the table;

And decided in the negative.

The question was then taken on laying upon the table, until the 4th day of July next;

And decided in the affirmative.

Ordered that the Clerk inform the Senate thereof.

Mr. Dougherty, from the committee on the Judiciary, to which was referred the bill from the Senate, entitled

"An act to amend an act entitled an act establishing the Courts of County Commissioners, approved March 22nd, 1819,"

Reported the same back to the House without amendment.

And recommended its passage.

On the question,

Shall said bill pass?

It was decided in the affirmative by yeas and nays, as follow, upon the call of Messrs. Harris and Dubois, to wit:

In the affirmative,

Messrs. Able, Aldrich, Ball, Barnett, Bently, Courtright, Craig, Crain, Cullom, Dougherty, Dubois, Dunbar, Edwards, Elkin, Green of Clay, Hankins, Hardin, Hunt, Lane, Leary, Lincoln, McCormick, McClernand, Madden, Murphy of Perry, Murphy of Vermilion, Naper, Oneille, Paullen, Rawalt, Scarborough, Shields, Smith of Wabash, Stone, Stuart, Thompson, Turley, Turney, Voris, Webb, Wilson, and Witt —42

In the negative,

Messrs. Carpenter, Cloud, Davidson, Diarman, Douglass, Edmonston, English, Enloe, French, Galbreath, Happy,

Harris, Hinshaw, Huey, Lagow, Logan, McCown, McMurtry, Minor, Morton, Odam, Pace, Reddick, Richardson, Smith of Madison, Stuntz, Walker of Cook, Walker of Morgan, Watkins. Wheeler, and Whitten—32.

Ordered, That the title of the bill be as aforesaid, that the Clerk inform the Senate thereof, and ask their concurrence therein.

Mr. Dongherty, from the committtee on the Judiciary, to which was referred the bill for

"An act amending an entitled an act supplemental to the act entitled an act concerning Justices of the Peace and Constables, passed Feb, 3d, 1827,"

Reported the same back to the House with an amendment,

Which was read and concurred in.

Ordered to be engrossed for a third reading.

Mr. Dougherty, from the committee on the Judiciary, to which was referred the bill for

"An act to amend an act concerning Justices of the Peace and Constables, approved Feb. 3*d*, 1827,"

Reported the same back without amendment,

And recommended its rejection:

When,

On motion of Mr. Lane,

Said bill was laid upon the table until the 4th day of July next.

Mr. Hunt, from the select committee, to which was referred the bill, entitled

"An act to authorize the securities of the late Commissioners of the Gallatin Saline Lands to pay over certain monies realized, to the counties of Edwards and Wabash,"

Reported the same back with an amendment,

Which was read.

And then the House adjourned until two o'clock, P. M.

2 o'clock P. M

House met pursuant to adjournment.

Mr. Madden, from the committee on enrolledbills, reported as correctly enrolled, bills of the following titles, viz:

"An act to locate a state road leading from Springfield to Decatur to Waynesville, in McLean county."

"An act concerning process."

"An act declaring the road from Knoxville to Stephenson a state road."

"An act to relocate part of the state road from Springfield to Peoria."

Mr. Madden afterwards reported that he had this day laid before the council of revision the abovenamed bills.

The engrossed bills, entitled

"An act to incorporate the Belvidere college."

"An act for publishing and distributing the reports of the supreme courts of this state.

"An act authorising John W. Sullivan and George Green to build a toll bridge across the Little Wabash river.

"An act to amend an act entitled an act concerning practice in courts of law."

Were severally read the 3d time and passed.

Ordered, That the titles of the bills be as aforesaid, that the Clerk carry the said bills to the Senate, and ask their concurrence therein.

The engrossed bill, entitled

"An act to create certain counties therein named,

Was read the 3d time.

On motion of Mr Craig the 7th section of the bill was amended by striking out "Germanicus Kent of Winnebago" and "A. V. Bogue of Ogle," and insert in lieu of the former "John M. Wilson of Will," and in lieu of the latter "James H. Woodworth of Cook."

The bill then passed as amended.

Ordered, That the title of the bill be as aforesaid, that the Clerk carry said bill to the Senate and ask their concurrence in the passage thereof.

The engrossed bill, entitled

"An act to incorporate the Illinois Agricultural and Manufacturing Company,"

Was read the third time,

When,

On motion of Mr. Reddick,

Said bill was laid on the table, until the 4th day of July next.

Message from the council of Revision by Mr. Owings, their Secretary.

Mr. Speaker:—The Council of Revision have approved bills of the following titles, viz:

"An act to incorporate the Canton and Utica Rail-road Company;"

"An act to re-locate a part of the State road from Decatur to Bloomington;" and

"An act to locate a State road therein named."

And then he withdrew.

The engrossed bill, entitled

"An act to incorporate the Kankakee and Iroquois Navigation Company,"

Was read the third time.

Mr. Harris moved to amend the fifteenth section of the bill, by striking out "ten," and inserting "six,"

When,

On motion of Mr. Lane,

The bill was referred to the committee on Corporations.

Message from the Senate, by Mr. Thomas, their Secretary.

Mr. Speaker:

The Senate have passed bills of the following titles, viz:

"An act to incorporate the Stockholders of the Cairo city and Canal company;"

"An act to authorize John Donavan, to build a bridge across salt creek;" and

"An act to incorporate the Carrollton Steam mill company,"

In the passage of which several bills, they ask the concurrence of the House of Representatives.

They have concurred with the House of Representatives in the passage of bills of the following titles, viz:

"An act to incorporate the town of Grafton;"

"An act for a state road from Pinckneyville in Perry county, to Golconda in Pope county,"

"An act to incorporate the Essex Steam mill company;"

"An act to construct the Grand-Pass Canal,"

"An act to incorporate the Athens Female Academy;"

"An act to locate a State road from Pekin, via Athens to Springfield;"

"An act to locate a State road in McDonough county;"

"An act to incorporate the Mackinaw and Illinois Canal company;"

"An act to re-locate part of the State road leading from Springfield to Lewiston;"

"An act supplemental to an act to incorporate the Chicago and Vincennes Rail-road Company, approved January 17, 1835."

"An act to amend an act entitled an act to incorporate the Franklin Manual Labor College, approved Jan. 16, 1836;"

"An act authorizing Jonathan Harmison, to convey real estate," and

"An act to locate a State road from Westley city to Mackinaw town in Tazewell county;"

They have also concurred with the House of Representatives, in the passage of the bills of the following titles, viz:

"An act to authorize Benjamin Kellogg, Jr. to erect a toll bridge over the Mackinaw river, in Tazewell county,"

"An act to incorporate the Peoria Hotel Company,"

"An act to incorporate the Fairfield Library Company,"

"An act concerning Wayne county,"

"An act to incorporate the Waynesville Seminary," and

"An act to incorporate the Hennepin Bridge Company,"

As respectively amended by them, and ask the concurrence of the House of Representatives in their amendments to said bills.

They have concurred with the House of Representatives in their amendments to the 1st, 6th and 17th sections of the bill from the Senate entitled "an act to protect the canal lands against tresspassers," as amended by them, and ask the concurrence of the House Representatives in said amendments.

They do not concur with the House of Representatives in their amendments to the 7th and 10th sections of said bill,

And then he withdrew.

The engrossed bills entitled

"An act to incorporate the Mount Carmel Marine and Fire Insurance company."

"An act to change the public square in the town of Mount Sterling."

"An act to amend an act entitled 'an act for the organiza-

tion and government of the militia of this state, in force July 2d, 1833,"

"An act to repeal an act entitled 'an act to re-locate so much of the Vincennes and Chicago road as lies north of the south line of the county to Darwin in said county of Clark, passed the 14th January, 1836, and for other purposes,"

"An act to amend an act to incorporate the town of Alton,"

"An act authorizing Robert Toller, William Farmer and and Hugh M'Daniel to build a toll bridge across the Little Wabash river,"

"An act to incorporate the Eayette county manual labor seminary,"

"An act to incorporate the Springfield aud Paris railroad company, and

"An act for the purposes therein named,"

Were severally read the 3d time and passed.

Ordered, that the titles of the bills be as aforesaid, that the clerk inform the Senate thereof, and ask their concurrence therein.

The bills from the Senate, entitled

"An act to amend an act. entitled an act to amend an act concerning public roads," approved January 18, 1836;

"An act to incorporate the Galena rail-road and transportation company;"

"An act for a state road from McLeansborough to Golconda, in Pope county,"

Were severally read the third time, and passed as amended.

Ordered, That the titles of the bills be as aforesaid, that the Clerk carry said bills to the Senate, and ask their concurrence in the amendments of the House of Representatives to said bills.

The bill from the Senate, entitled

"An act to incorporate the Liverpool, Canton, and Knoxville rail road company,"

Was read the third time and passed.

Ordered, That the title of the bill be as aforesaid, that the Clerk inform the Senate thereof.

The engrossed bill, entitled

"An act to incorporate the Bureau and Rock Island Canal Company,"

Was read the third time and passed.

On motion of Mr. Craig,

The title of the bill was amended, so as to read

"An act to incorporate the Illinois and Rock river Canal Company."

Ordered, That the title of the bill be as amended, that the Clerk inform the Senate thereof and ask their concurrence therein.

The bill from the Senate, entitled

"An act to amend an act, regulating the salaries, fees, and compensation of the several officers and persons therein named," approved February 19, 1827,

Was read the third time.

Mr. Witt moved to amend the third section of the bill, by striking out "two dollars," and inserting "three dollars."

Mr. Dunbar moved for a division of the question, so as to take the question on striking out.

The question was then taken upon striking out, and decided in the affirmative by yeas and nays, upon the call of Messrs. Edmonston and Witt, as follow, to wit:

In the affirmative,

Messrs. Aldrich, Barnett, Charles, Cloud, Craig, Cullom, Dawson, Dement, Dollins, Dubois, English, Galbreath, Green of St. Clair, Hankins, Happy, Hardin, Lane, Leary, Lincoln, Logan, McCormick, McMurtry, Madden, Minshall, Murphy of Vermilion, Naper, Pace, Rawalt, Richardson, Scarborough, Shields, Smith of Wabash, Stone, Stuntz, Thompson, Voris, Watkins, Wilson and Witt—39.

In the negative,

Messrs. Atwater, Ball, Bently, Carpenter, Courtright, Crain, Davidson, Diarman, Douglass, Dunbar, Edmonston, Elkin, Green of Clay, Harris, Hinshaw, Huey, Hunt, Lagow, Lyons, McCown, Marrs, Morton, Odam, Oneille, Paullen, Reddick, Smith of Madison, Stuart, Turley, Turney, Walker of Morgan, Webb, Wheeler, Whitten, and Mr. Speaker—36.

Mr. Paullen moved to fill the blank, with two dollars and fifty cents.

The question was then taken upon inserting "three dollars," and decided in the negative by yeas and nays, upon the call of Messrs. Davidson and Leary, as follow, to wit:

In the affirmative,

Messrs. Aldrich, Barnett, Charles, Cloud, Craig, Dawson, Dubois, Dunbar, English, Galbreath, Green of St. Clair, Hankins, Happy, Hardin, Leary, Lincoln, Logan, McCormick, McMurtry, Madden, Minshall, Murphy of Vermilion, Naper, Rawalt, Scarborough, Shields, Stone, Stuntz, Thompson,

Voris, Walker of Cook, Walker of Morgan, Watkins, Webb, Wilson, and Witt—36.

In the negative,

Messrs. Atwater, Ball, Beatly, Carpenter, Courtright, Crain, Cullom, Davidson, Dollins, Dougherty, Douglass, Edmonston, Edwards, Elkin, Green of Clay, Harris, Hinshaw, Hogan, Huey, Hunt, Lagow, Lyons, McCown, McClernand, Marrs, Moore of St. Clair, Morton, Murphy of Perry, Odam, Oneille, Pace, Paullen, Reddick, Richardson, Smith of Madison, Smith of Wabash, Stuart, Turley, Turney, Wheeler, Whitten, and Mr. Speaker—42.

Mr. Murphy of Perry, moved to fill the blank with "two dollars and twenty five cents."

The question was then taken on inserting "two dollars and fifty cents,"

And agreed to.

Mr. Smith of Madison, moved to amend the first section of the bill, by adding the following, to wit:

That no Constable shall be required to serve any process to him directed, until he is first secured in the payment of his regular fees for such service,

Which was not agreed to.

Mr. Pace, moved to amend the third section, by adding the following, to wit:

And the same amount to the Clerks and Sheriffs for each day's service rendered, at each regular or special term thereof.

Which was not agreed to.

Mr. Bently moved to amend the third section of the bill, by adding the following, to wit:

To each grand and petit juror, one dollar and twenty five cents per day.

On motion of Mr. Dunbar,

The amendment was amended, by striking out the words "twenty five cents."

Mr. Crain moved to amend the amendment, by adding the following, to wit:

Provided, That so much of this act as relates to the part of pay shall not extend to any county, unless the county court shall approve of the same.

Which was decided in the affirmative by yeas and nays, upon the call of Messrs. Smith of Madison, and Bently, as follow, viz:

In the affirmative,

Messrs. Aldrich, Ball, Barnett, Carpenter, Charles, Cloud, Courtright, Craig, Crain, Cullom, Davidson, Dawson, Dement, Dougherty, Douglass, Dubois, Dunbar, Edmonston, Edwards, Elkin, English, French, Galbreath, Green of Clay, Green of St. Clair, Hankins, Happy, Harris, Hinshaw, Hogan, Huey, Hunt, Lagow, Lane, Lincoln, Logan, Lyons, McCormick, McCown, McClernand, McMurtry, Madden, Marrs, Minshall, Moore of St. Clair, Morton, Murphy of Perry, Murphy of Vermilion, Oneille, Pace, Paullen, Rawalt, Reddick, Richardson, Scarborough, Smith of Wabash, Stone, Stuart, Stuntz, Thompson, Turney, Walker of Morgan, Watkins, Webb, Wheeler, Whitten, Wilson, Witt and Mr. Speaker—69.

In the negative,

Messrs. Bently, Diarman, Dollins, Odam, Smith of Madison, Turley, Voris, and Walker of Cook—8.

The amendment as amended, was then concurred in.

Mr. Harris moved to amend the third section of the bill, by adding the following, to wit:

Provided, the county commissioners shall not be allowed the additional one dollar to their wages, as contemplated in the above act, unless the grand jury shall make an order to that effect.

Mr. Turney moved to lay said bill and proposed amendments on the table until the fourth day of July next,

Which was decided in the negative by yeas and nays, upon the call of Messrs. Davidson and Logan, as follows, to wit:

In the affirmative,

Messrs. Aldrich, Ball, Carpenter, Crain, Davidson, Hunt, Lagow, Lyons, Madden, Murphy of Perry, Reddick, and Turney—12.

In the negative,

Messrs. Barnett, Bently, Charles, Cloud, Courtright, Craig, Cullom, Dawson, Dement, Diarman, Dollins, Dougherty, Dubois, Dunbar, Edmonston, Edwards, Elkin, English, French, Galbreath, Green of Clay, Green of St. Clair, Happy, Hardin, Harris, Hinshaw, Hogan, Huey, Lane, Lincoln, Logan, McCormick, McCown, McClernand, McMurtry, Marrs, Minor, Minshall, Morton, Murphy of Vermilion, Naper, Odam, Oneille, Pace, Paullen, Rawalt, Scarborough, Shields, Smith of Madison, Smith of Wabash, Stone, Stuart, Stuntz, Thompson, Turley, Voris, Walker of Cook, Walker of Morgan, Watkins, Webb, Wheeler, Whitten, Wilson, Witt and Mr. Speaker—65.

Mr. Webb moved the previous question.

The question was then taken upon the amendment proposed by Mr. Harris,

And decided in the negative.

The question was then put,

Shall the main question be now put?

And decided in the affirmative.

The main question was then put,

Shall said bill pass?

And decided in the affirmative by yeas and nays, upon the call of Messrs. Turney and Witt, as follow, to wit:

In the affirmative,

Messrs. Aldrich, Barnett, Bently, Charles, Cloud, Courtright, Craig, Cullom, Dawson, Diarman; Dollins, Dougherty, Dubois, Dunbar, Edmonston, Edwards, Elkin, English, French, Galbreath, Green of Clay, Green of St. Clair, Happy, Hardin, Harris, Hinshaw, Hogan, Huey, Hunt, Lane, Lincoln, Logan, Lyons, McCormick, McCown, McClernand, McMurtry, Marrs, Minor, Minshall, Moore of St. Clair, Morton, Murphy of Vermilion, Naper, Odam, Oneille, Pace, Paullen, Reddick, Richardson, Scarborough, Shields, Smith of Madison, Smith of Wabash, Stone, Stuart, Stuntz, Thompson, Turley, Voris, Walker of Morgan, Watkins, Webb, Wheeler, Whitten, Wilson, Witt, and Mr. Speaker—69.

In the negative,

Messrs. Carpenter, Crain, Davidson, Dement, Hankins, Lagow, Madden, Murphy of Perry, Rawalt, and Turney —10.

Mr. Atwater was excused from voting.

Ordered, That the title of the bill be as aforesaid, that the Clerk carry said bills to the Senate, and ask their concurrence therein.

The bill from the Senate, entitled

"An act permanently to locate the Seat of Government of the State of Illinois,"

Was read the third time.

Mr. Murphy of Vermilion, moved to amend the bill by striking out the "23d," and inserting the "28th."

Mr. Dunbar called for a division of the question.

The question was then taken on striking out,

And decided in the affirmative.

The question was then taken on inserting as proposed,

And decided in the affirmative.

Mr. Dement moved to strike out all after the word "expired," in the 4th section,

Which was not agreed to.

Mr, Pace, moved to amend the bill, by striking out the words "two days," in the *proviso*, and insert "one day,"

Which was agreed to.

Mr. Lincoln moved to amend the bill, by adding at the end thereof, the following, to wit:

The General Assembly reserves the right to repeal this act at any time hereafter.

Mr. Charles moved the previous question.

The question was then taken on the adoption of the amendment proposed by Mr. Lincoln,

And decided in the affirmative by yeas and nays, as follow, upon the call of Messrs. Douglass and Dement, to wit:

In the affirmative,

Mersrs. Bentley, Carpenter, Cloud, Crain, Davidson, Dement, Diarman, Dollins, Douglass, Edmonston, English, French, Green of Clay, Hankins, Happy, Hardin, Harris, Hinshaw, Huey, Lagow, Lincoln, McClernand, McMurtry, Madden, Marrs, Minor, Morton, Odam, Pace, Paullen, Reddick, Shields, Smith of Madison, Stuart, Stuntz, Thompson, Turley, Voris, Walker of Cook, Walker of Morgan, Webb, Wheeler, and Whitten—43.

In the negative,

Messrs. Able, Aldrich, Atwater, Ball, Barnett, Charles, Courtright, Craig, Cullom, Dawson, Dougherty, Dubois, Dunbar, Edwards, Elkin, Enloe, Galbreath, Green of St. Clair, Hogan, Hunt, Leary, Logan, Lyons, McCormick, McCown, Minshall, Moore of St. Clair, Murphy of Perry, Murphy of Vermilion, Naper, Oneille, Richardson, Scarborough, Smith of Wabash, Stone, Turney, Watkins, Wilson, Witt, Wood, and Mr. Speaker.—41.

The question was then put,

Shall the main question be now put?

And decided in the affirmative.

On the question being put,

Shall said bill pass as amended?

It was decided in the affirmative by yeas and nays, upon the call of Messrs. Edwards and Dement, as follow, viz:

In the affirmative,

Messrs. Able, Aldrich, Ball, Barnett, Charles, Courtright, Craig, Crain, Cullom, Dawson, Dougherty, Dubois, Dunbar, Edmonston, Ed-

wards, Elkin, Enloe, Galbreath, Green of St Clair, Hinshaw, Hunt, Leary, Lincoln, Logan, Lyons, McCormick, *Mc*Clerland, Minor, Moore of St. Clair, Murphy of Perry, Naper, Oneile, Reddick, Richardson, Scarborough, Shields, Smith of Wabash, Stone, Stuart, Thopmson, Turney, Voris, Watkins, Webb, Wheeler and Wilson—46.

In the negative,

Messrs. Atwater, Bently, Carpenter, Cloud, Davidson, Dement, Diarman, Douglass, English, French, Green of Clay, Hankins, Happy, Hardin, Harris, Hogan, Huey, Lagow, *Mc*Cown, McMurtry, Madden, Marrs, Minshall, Morton, Odum, Pace, Paullen, Rawalt, Smith of Madison, Stuntz, Turley, Walker of Cook, Walker of Morgan, Whitten, Witt, Wood and Mr. Speaker—37.

Messrs. Lane and Murphy of Vermillion were excused from voting.

Ordered that the title of the said bill be as aforesaid, that the Clerk inform the Senate thereof, and ask their concurrence in the amendments of the House to said bill.

The engrossed bill, entitled

"An act to locate a state road from Mr. Anderson's bridge, in Madison county, to B. Johnson's, in Bond county,"

Was read the third time.

On the question,

Shall said bill pass?

It was decided in the affirmative, by yeas and nays as follow, upon the call of Messrs. Edmonston and Happy, to wit:

In the affirmative,

Messrs. Aldrich, Atwater, Ball, Barnett, Bentley, Cloud, Davidson, Dawson, Dement, Dougherty, Dunbar, English, Hankins, Hardin, Hogan, Leary, Lincoln, Logan, Lyons, McCormick, Minor, Minshall, Rawalt, Reddick, Stuart, Thompson, Watkins, Webb, and Whitten—29.

In the negative,

Messrs. Cullom, Douglass, Edmonston, Elkin, Green of Clay, Happy, Lagow, McCown, McMurtry, Madden, Marrs, Morton, Odam, Pace, Paullen, Scarborough, Smith of Wabash, Stone, Stuntz, Turney, Voris, Walker of Cook, Walker of Morgan, Wheeler, and Mr. Speaker—25.

Ordered, that the title of the bill be as aforesaid, that the Clerk carry said bill to the Senate and ask their concurrence therein.

The Speaker laid before the House the presentment of the grand jury of the county of St. Clair, of the February term instant, presenting, as a public grievance, the want of some improvements in our national channels of trade, and such ar-

tificial ones constructed in the different portions of the country by some general and extended system of internal improvements commensurate with the present and future importance of the State, &c.

Which was read.

Mr. Murphy of Vermilion moved that said presentment be entered upon the journal.

And after debate had thereon,

The House adjourned until seven o'clock, P. M.

Seven o'clock, P. M.

House met pursuant to adjournment.

The question pending when the House last adjourned, being the motion of Mr. Murphy of Vermillion to spread upon the journal the presentment of the grand jury of St. Clair county, &c., again coming up for consideration, and there being no quorum present, several ineffectual attempts were made to adjourn; and a quorum appearing,

Mr. Murphy of Vermillion withdrew his motion to spread the presentment upon the journal.

Mr. Galbreath renewed the motion to spread upon the journal,

And decided in the negative, by yeas and nays, upon the call of Messrs. Witt and Lane, as follow, viz:

In the affirmative,

Messrs. Charles, Cloud, Crain, Davidson, Dawson, Dougherty, Douglass, Edwards, Galbreath, Green of Clay, Green of St. Clair, Happy, Hinshaw, Hogan, Hunt, Lagow, Logan, Lyons, McClernand, Marrs, Moore of St. Clair, Morton, Murphy of Perry, Murphy of Vermilion, Rawalt, Reddick, Scarborough, Smith of Madison, Smith of Wabash, Voris, Watkins, and Mr. Speaker—32.

In the negative,

Messrs. Barnett, Bentley, Carpenter, Courtright, Craig, Cullom, Dement, Dollins, Dubois, Dunbar, Edmonston, Elkin, English, Hardin, Harris, Lane, Lincoln, McCormick, McCown, McMurtry, Madden, Minor, Minshall, Oneille, Pace, Stone, Stewart, Turney, Walker of Cook, Walker of Morgan, Webb, Wheeler, Whitten, Wilson, and Witt—36.

The engrossed bill, entitled

"An act concerning the county of Calhoun, and for other purposes,"

Was read the third time and passed.

On motion of Mr. Webb,

The title was amended so as to read

"An act to incorporate the Grafton and White Hall Hotel Company."

Ordered, That the title of the bill be as amended, that the Clerk inform the Seaate thereof and ask their concurrence therein.

On motion of Mr. Moore of St. Clair,

The committee of the Whole were discharged from the further consideration of the bill, entitled

"An act for the relief of the persons therein named."

Mr. Witt moved to amend the bill by adding the following, to wit:

SECTION 1. *Be it enacted by the people of the State of Illinois represented in the General Assembly*, That the bonds of matrimony be, and the same are hereby dissolved, between William Lane and Martha his wife; and that the name of Martha Lane is hereby changed to Martha Wallace, her maiden name.

SECTION 2. That the bonds of matrimony be, and the same are hereby dissolved, between William Middleton and Ann his wife; John Moore and Francis his wife; Thomas Taylor and Elizabeth his wife; Willis Antle and Malinda his wife; Ezekiel Shinkle and Eliza Margaret his wife; Moses Kurts and Lucinda his wife.

Mr. Hunt moved to amend the amendment by adding the following, to wit:

Jonh McCollom and his wife.

Mr. Dubois moved to lay the bill and proposed amendments on the table until the fourth day of July next.

Which was agreed to by yeas and nays, upon the call of Messrs. Dubois and Scarborough, as follow, viz:

In the affirmative,

Messrs. Barnett, Bentley, Carpenter, Charles, Cloud, Craig, Douglass, Dubois, Edwards. Elkin, Galbreath, Green of Clay, Happy, Hinshaw, Hogan, Lyons, McCown, McMurtry, Madden, Marrs, Minshall, Moore of St. Clair, Morton, Oneille, Pace, Paullen, Rawalt, Scarborough, Stewart, Voris, Walker of Cook, Walker of Morgan, Watkins, Webb, Whitten, Wilson, and Mr. Speaker—37.

In the negative,

Messrs. Courtright, Crain Cown, Cullom, Davidson, Dawson, Dement, Dollins, Dougherty, Dunbar, Edmonston, English, Green of St. Clair, Harris, Huey, Hunt, Lagow, Lane, Lincoln, Logan, McCoimick, McClernand, Minor, Murphy of Vermilion, Reddick, Smith of Madison, Smith of Wabash, Thompson, Turney, Wheeler, and Witt—30.

The engrossed bills, entitled

"An act to incorporate the Grafton and Carrollton Turnpike Company,"

"An act for the formation of Michigan county."

"An act providing for the application of an unexpended balance in Gallatin county,"

"An act to relocate state roads therein named," and

"An act to incorporate the Manchester and Bridgeport Rail Road Company,"

Were severally read the third time and passed.

Ordered, that the titles of the bills be as aforesaid, that the Clerk carry said bills to the Senate and ask their concurrence therein.

The bill from the Senate, entitled

"An act fixing the time of holding circuit courts in the several counties in the fourth judicial circuit,"

Was read the third time and passed.

Ordered, that the title of the bill be as aforesaid, and that the Clerk inform the Senate thereof.

The bill from the Senate, entitled

"An act to locate a state road from Enterprise, in Lasalle county, to Knoxville, in Knox county,"

Was read the third time as amended, and passed.

Ordered, that the title of the bill be as aforesaid, that the Clerk inform the Senate thereof and ask their concurrence therein.

The engrossed bill, entitled

"An act for the purposes therein named, and for other purposes,"

Was read the third time and passed.

On motion of Mr. Stuart,

The title of the bill was amended so as to read

"An act to incorporate the Pekin Rail Road Company."

Ordered, that the title of the bill be as amended, that the Clerk carry said bill to the Senate and ask their concurrence therein.

The bill from the Senate, entitled

"An act to amend an act to incorporate the Alton and Wabash Rail Road Company,"

Was read the third time as amended, and passed.

On motion of Mr. Smith of Madison,

The title of the bill was amended, so as to read

"An act to amend an act incorporating the Illinois Exporting Company."

Ordered, that the title of the bill be as amended, that the Clerk inform the Senate thereof and ask their concurrence therein.

The engrossed bill, entitled,

"An act to provide for contingencies,"

Was read the third time and passed.

On motion of Mr. Morton,

The title of the bill was amended so as to read

"An act for the formation of the county of Cass."

Ordered, that the title of the bill be as amended, that the Clerk carry said bill to the Senate and ask their concurrence therein.

The bills, entitled

"An act to locate a part of the state road from Mount Vernon to New Nashville,"

"An act to change a part of a State road from Palestine to Shelbyville,"

"An act to incorporate the Jonesboro, and Mississippi railroad Company,"

"An act to change the names of certain towns,"

"An act to review and relocate a part of the State road leading from Frankfort to Jonesboro,"

Were severally read a 2d time, and

Ordered to be engrossed for a third reading.

The bill entitled

"An act supplementary to an act to amend an act concerning minors, orphans and guardians, approved Feb. 4, 1837; approved Feb. 7, 1831,"

Was read the 2d time, and

On motion of Mr. Moore of St. Clair,

Referred to the committee on the judiciary.

The bill entitled "an act for the relief of John Deason and Benjamin Henderson,"

Was read the 2d time, and

On motion of Mr. Walker of Morgan,

Laid on the table until the 4th day of July next.

The bill entitled "an act to direct the application of an unexpended balance herein named,"

Was read the second time, and

On motion of Mr. Elkin,

Referred to a select committee.

Ordered, that Messrs. Elkin, McClernand and Dawson be that committee.

The bill entitled "an act to incorporate the Lacon Manufacturing company,"

"An act to incorporate the Hillsboro academy,"

Were severally read the 2d time, and

Referred to the committee on corporations.

The bill entitled

"An act to incorporate Ogle college,"

Was read the second time, and

On motion of Mr. Moore of St. Clair,

Referred to the committee on education.

The bill for "an act to improve certain roads in Clark county."

Was read the second time, and

On motion of Mr. Marrs,

Laid on the table until the fourth day of July next.

The bill entitled

"An act permanently establishing the northern boundary of Union county,"

Was read the second time, and

On motion of Mr. Logan,

Referred to a select committee.

Ordered, that Messrs. Logan, Dougherty and Able be that committee.

The bill entitled

"An act granting the Perryville and Danville rail-road Company certain rights and privileges,"

Was read the second time, and

On motion of Mr. McMurtry,

Referred to the committee on corporations.

The bill from the Senate entitled

"An act to amend an act, entitled 'an act to lay out a State road therein named,'"

Was read the second and third time, and passed.

Ordered, That the title of the bill be as aforesaid, and that the Clerk inform the Senate thereof.

The bill, entitled

"An act for a State road from Vandalia to Springfield,"
Was read the second time; and,
On motion of Mr. Whitten,
Laid on the table until the 4th day of July next.
The bill from the Senate, entitled
"An act to incorporate the Kaskaskia Railroad Company,"
Was read the second time, and
On motion of Mr. Thompson,
Referred to a select committee.
Ordered, That Messrs. Thompson, Shields and Logan be that committee.
And then the House adjourned.

SATURDAY, February 25, 1837.

House met pursuant to adjournment.

Mr. Madden, from the committee on Enrolled Bills, reported as correctly enrolled, a bill of the following title, viz:
"An act to establish and maintain a general system of Internal Improvement."
And afterwards he reported that they had laid said bill before the Council of Revision.
The question pending on yesterday forenoon being upon the amendment of the select committee to the bill, entitled
"An act to authorize the sureties of the late Commissioner of the Gallatin Saline Lands to pay over certain monies realized to the counties of Edwards and Wabash,"
Again coming up for consideration,
Mr. Pace moved to amend the amendment, by striking out all after the enacting clause, and inserting the following, to wit:
The sureties, executors, or administrators (as the case may be) of the late Tyler D. Hewit, deceased, late commissioner of the Gallatin saline lands, and they are hereby fully authorized to pay over to the county commissioner's courts of the several counties in this State, any and all sums of money appropriated to said counties, and which have been realized for the use of said counties out of the sales of saline lands by the said com-

missioner, under the provisions of any former act of the Legislature, and which they may have in their hands, and the receipts of the authorized agents of the said courts respectively, shall be a sufficient voucher to the said sureties, executors, or administrators for the said payment; and the several amounts due to said counties shall be paid in the order in which they stand in the several acts making the appropriations aforesaid.

When,

On motion of Mr. Turney,

The bill and proposed amendments were referred to a select committee of five.

Ordered, That Messrs. Turney, Pace, Smith of Wabash, Wood, and Harris be that committee.

Mr. Lane, from the committee on Corporations, to which was referred the bill, entitled

"An act to incorporate the Bairdstown Insurance Company,"

Reported the same back to the House with sundry amendments,

Which were read and concurred in.

Ordered to be engrossed for a third reading.

Mr. Craig, from the select committee to which was referred the bill, entitled

"An act to incorporate the Rock river Navigation Company,"

Reported the same back with an amendment,

Which was read, and concurred in.

Ordered to be engrossed for a third reading.

Mr. Madden, from the select committee, to which was referred the bill from the Senate, entitled

"An act to provide for paying contractors upon the Illinois and Michigan canal,"

Reported the same back with an amendment,

Which was read and concurred in.

The bill then passed as amended.

On motion of Mr. Naper,

The title of the bill was amended so as to read

"An act to renew and relocate part of the state road from Galena to Chicago."

Ordered, that the title of the bill be as amended, that the Clerk carry the same to the Senate and ask their concurrence in the amendment to the bill and title.

Mr. Lane, from the committee on Corporations, to which was referred the bill, entitled

"An act to incorporate the Canton and Pikiton Rail Road Company,"

Reported the same with sundry amendments,

Which was read and concurred in.

Ordered to be engrossed for a third reading.

Mr. Hogan, from the select committee, to which was referred the bill, entitled

"An act declaring a certain road a state road, and for other purposes,"

Reported the same back with an amendment,

Which was read.

When,

On motion of Mr. Bently,

The bill and proposed amendment were laid on the table until the fourth day of July next.

Message from the Senate, by Mr. Thomas their Secretary.

Mr. Speaker:

The Senate have concurred with the Houe of Reprssentatives in their amendments to the bills from the Senate of the following titles, viz:

"An act supplementary to an act entitled an act to incorporate the Alton Marine and Fire Insurance Company, approved Feb. 7th, 1835."

"An act for a State road from Darwin, in Clark county, to the State line of Indiana, in the direction of Terre Haute."

"An act to locate a State road from Peoria, by Oseola, to Galena."

"An act concerning a State road from Albion to Maysville."

"An act to establish a State road from Ottawa to Owens' at High Point."

"An act relating to the town of Utiea in Fulton county." And

"An act to locate a State road therein named, and for other purposes."

They do not concur with the House of Repsentatives in their amendments to the bill from the Senate, entitled

"An act for the relief of William Armstrong and William Henson."

And then he withdrew.

Mr. Crain, from the select committee, to which was referred the bill, entitled

"An act for the purpose therein named,"

Reported the same back to the House with an amendment;
Which was read.

Mr. Leary moved to amend the 1st section of the bill by adding the following, to wit:

"The State shall have the privilege to purchase the said Rail-roads and appendages, after the expiration of ten years from the time of completing the same, by paying the said company the cost thereof, with 6 per cent. per annum interest on the amount expended in its construction."

On motion of Mr. Dubois,

The bill and proposed amendments were referred to the committee on Internal Improvements.

Mr. English, from the select committee, to which was referred the bill and amendments, entitled

"An act fixing the terms of the courts of the 5th, 6th and 7th circuits,"

Reported the same back with an amendment,

Which was read and concurred in.

Ordered to be engrossed for a third reading.

Mr. Thompson, from the select committee, to which was referred the bill from the Senate, entitled

"An act to incorporate the Kaskaskia rail road company,"

Reported the same back to the House, without amendment.

Ordered to a third reading.

On motion of Mr. Shields,

The rule of the House was dispensed with, and said bill was now read the third time by its title, and passed.

Ordered, That the title of the bill be as aforesaid, and that the Clerk inform the Senate thereof.

Message from the Senate by Mr. Thomas, their Secretary.

Mr. SPEAKER:

The Senate have concurred with the House of Representatives in their amendments to the bills from the Senate of the following titles, viz:

"An act permanently to locate the seat of Government of the State of Illinois." And

"An act to establish a State road from Meacham's ferry, in Pike county, to Carlinville, in Macoupin county."

And then he withdrew.

On motion of Mr. Cloud,

The bill for

"An act for the relief of persons in cases of ejectment,"

Some days since laid upon the table,

Was taken up for consideration, and the report of the committee concurred in, and

On motion of Mr. McClernand,

Referred to a select committee of five.

Ordered, That Messrs. McClernand, Cloud, Hogan, English, and Woods be that committee.

Mr. Atwater, from the select committee to which was referred the bill from the Senate, entitled

"An act to locate a State road from Windsor to Bloomington,"

Reported the same back to the House with an amendment;

Which was read and concurred in.

Ordered to a third reading.

On motion of Mr. Atwater,

The rule of the House was dispensed with, and the bill was now read a third time by its title, and passed.

Ordered, That the title of the bill be as aforesaid, that the Clerk inform the Senate thereof, and ask their concurrence in the amendment of the House thereto.

Mr. Webb, from the Committee on Corporations, to which was referred the bill, entitled

"An act to incorporate the Kankakee and Iroquois Navigation Company,"

Reported the same back to the House with an amendment, and recommended a rejection of the amendment of Mr. Harris.

The amendments were read and concurred in.

The bill then passed as amended.

Ordered, That the title of the bill be as aforesaid, that the Clerk inform the Senate thereof, and ask their concurrence therein.

Mr. Smith of Wabash, from the committee on Internal Improvements, to which was referred the bill for

"An act for a purpose therein named,"

Reported the same back to the House with an amendment;

Which was read and concurred in.

Ordered to be engrossed for a third reading.

On motion of Mr. Moore of St. Clair,

The rule of the House was dispensed with, and the bill was now read a third time by its title, and passed.

On motion of Mr. Moore of St. Clair,

The title of the bill was amended, so as to read,

"An act to incorporate the St. Clair Rail-road Company."

Ordered, That the title of the bill be as aforesaid, that the Clerk inform the Senate thereof, and that their concurrence therein.

Message from the Senate by Mr. Flood, their Engrossing and Enrolling Clerk.

Mr. SPEAKER:

The Senate have concurred with the House of Representatives in the adoption of the resolution from the House of Representatives, fixing the 27th inst. for the adjournment of this General Assembly *sine die*, as amended by them.

They amend by striking out the 27th inst. and inserting the 6th of March, and ask the concurrence of the House of Representatives in their amendments to said resolution.

And then he withdrew.

The bill from the Senate, entitled

"An act supplemental to an act to establish certain counties, approved Jan. 16, 1836,"

Was read twice.

On motion of Mr. Leary,

The bill was amended by striking out the words "Hiram Kennicott," and inserting "Chas. G. Wheeler."

Ordered to a third reading as amended.

On motion of Mr. Leary,

The rule of the House was dispensed with, and the bill was now read the third time by its title, and passed.

Ordered, That the title of the bill be as aforesaid, that the Clerk carry said bill to the Senate, and ask their concurrence therein.

The bill from the Senate, entitled

"An act to re-locate a certain road therein named,"

Was read twice, and

On motion of Mr. Dawson,

Referred to a select committee.

Ordered, That Messrs. Dawson, Turley, and Wilson, be that committee.

The amendments of the Senate to the bills from the House of Representatives, entitled

"An act to define the extent of possession in cases of settlement on the public lands," and

"An act to incorporate the Canton College of Illinois,"

Were severally read and concurred in.

Ordered, That the Clerk inform the Senate thereof.

On motion of Mr. Edwards,

The vote taken on yesterday, upon laying on the table until the 4th day of July next, a bill for

"An act for a State road from Vandalia to Springfield,"

Was re-considered.

The question was then taken upon laying said bill on the table, until the 4th day of July next,

And decided in the negative;

When,

On motion of Mr. Dement,

Said bill was referred to a select committee.

Ordered, That Messrs. Dement, McCormick, and Bently be that committee.

The bill from the Senate, entitled

"An act to incorporate the St. Clair Silk Company,"

Was read twice, and

On motion of Mr. Edwards,

Referred to the committee on Corporations.

The bill from the Senate, entitled

"An act to incorporate the Unity Manufacturing company,"

Was twice read, and

Ordered to a third reading.

Mr. Turley moved that the House adjourn until 2 o'clock P. M.,

Which was not agreed to.

The bill from the Senate, entitled

"An act to incorporate the Seminaries therein named,"

Was twice read.

Mr. Lane moved to amend the bill by adding the name of Daniel Henderson, as one of the Trustees of the White Hall Seminary.

When,

On motion of Mr. Dunbar,

Said bill and amendment was referred to a select committee of five.

Ordered, That Messrs. Dunbar, McClernand, Happy, Rawalt, and Lane be that committee.

The bill from the Senate, entitled

"An act to incorporate the Washington Academy,"

Was twice read.

Mr. Moore of St. Clair, moved to refer said bill to the committee on Corporations,

Which was not agreed to.

On motion of Mr. Dawson,

Said bill was referred to the comittee on Education.
And then the House adjourned until 2 o'clock P. M.

2 o'clock, P. M.

House met pursuant to adjournment.

Mr. Madden, from the Committee on Enrolled Bills, reported as correctly enrolled, bills of the following titles, viz:

"An act to regulate proceedings by attachment before Justices of the Peace."

"An act for the relief of the Clerk of the county commissioners court of Franklin county."

"An act to incorporate the Hanover College, in Tazewell county."

"An act to locate a State road from Chester to Belleville."

"An act to incorporate the Illinois Beet-sugar, Silk, and Vegetable Oil Manufacturing Company,"

"An act to incorporate the towns therein named, and for other purposes,"

"An act to amend an act, entitled an act to incorporate the Carlyle Bridge Company,"

"An act to vacate parts of certain roads,"

"An act to authorize Jonathan Harmason to convey real estate."

"An act to locate a State road in McDonough county."

"An act to amend an act, entitled 'An act to incorporate the Franklin Manual Labor College, approved Jan. 16, 1836.' "

"An act supplemental to an act to incorporate the Chicago and Vincennes Rail-road Company," approved Jan. 17, 1835."

"An act to incorporate the Essex Steam Mill Company."

"An act to incorporate the Athens Female Academy."

"An act for a State road from Pinckneyville, in Perry county, to Golconda, in Pope county."

"An act to incorporate the Mackinaw and Illinois Canal Company." And

"An act permanently to locate the Seat of Government of the State of Illinois."

On motion of Mr. Leary, the vote taken upon the passage of the bill from the Senate, entitled

"An act supplemental to an act to establish certain counties," approved Jan. 16, 1836, was reconsidered.

Mr. Leary then withdrew his amendment.

The bill then passed.

Ordered, That the title of the bill be as aforesaid, that the Clerk inform the Senate thereof.

The amendment of the Senate to the resolution from the House of Representatives, fixing the 27th instant for the adjournment, *sine die*, of both branches of the General Assembly was read and concurred in.

Ordered, That the Clerk inform the Senate thereof.

The bills from the Senate, entitled

"An act to incorporate the Rush Medical College,"

"An act to incorporate the Dixon Hotel Company,"

"An act to authorize Samuel Evans to build a toll-bridge over Salt Creek,"

"An act to incorporate the Washington Manufacturing Comyany,"

"An act declaring McKee's creek, in Pike county, a navigable stream,"

"An act to locate a State road from Commerce, in Hancock county, to Farmington, in Fulton county,"

"An act to incorporate the town of Juliet and define its boundaries."

"An act to incorporate the Madison Mining, Manufacturing and Exporting Company."

"An act to incorporate the Saint Mary's College."

"An act to incorporate the Lawrenceville Manufacturing Company."

"An act to incorporate the Chester, Nashville, and Pinckneyville Rail-road Company."

"An act to locate a State road from Decatur, in Macon county, to Carlinville, in Macoupin county, via Edinburgh, in Sangamon county." And

"An act increasing the penalty of the Treasurer's bond."

Were severally read once, and

The rule of the House dispensed with, and said bills severally read a second and third times by their titles, and passed.

Ordered, That the titles of the bills be as aforesaid, and that the Clerk inform the Senate thereof.

The bill from the Senate, entitled

"An act for altering the boundaries of Ogle county, and for other purposes,"

Was twice read, and

On motion of Mr. Craig,

Referred to a select committeee of five.

Ordered, That Messrs. Craig, Scarborough, Charles, Madden and Richardson be that committee.

Message from the Senate by Mr. Flood, their Engrossing and Enrolling Clerk.

Mr. SPEAKER:

The Senate have passed bills of the following titles, viz:

"An act requiring Samuel Monday to pay over certain moneys to the Fund Commissioners."

"An act to legalize the survey of the town of Monmouth."

"An act to appoint an additional Notary Public and Justices of the Peace for the counties of Morgan and Greene."

"An act to incorporate the Beardstown and Springfield Rail-road Company."

"An act to authorize James Day to build a toll bridge across the Illinois River." And

"An act making an appropriation to build a bridge across the East fork of Shoal creek, in Montgomery county."

In the passage of which several bills they ask the concurrence of the House of Representatives.

They have concurred with the House of Representatives in the passage of the bills of the following titles, viz:

"An act to incorporate the Beardstown improvement Company."

"An act to incorporate the Little Rock Academy."

"An act amending an act, entitled an act concerning forcible entry and detainer."

"An act to legalize the acts of Nathan Ellington, late a Justice of the Peace, in and for the county of Coles."

"An act to incorporate the Ottawa Manufacturing Company."

"An act to incorporate the Carrollton and Bluffdale Rail-road or Turnpike Road Company."

They have concurred with the House of Representatives in the passage of bills of the following titles, viz:

"An act to improve the Navigation of the Big Vermilion River."

"An act declaring the Skillet Fork a navigable stream, and for other purposes."

"An act for a State road from Grigsville via Portland to Joshua Hank's in Greene county."

As amended by them,

And ask the concurrence of the House of Representatives in their amendments to said bill.

They have concurred with the House of Representatives in their amendments to bill from the Senate, entitled

"An act to re-locate a part of the State Road from Charleston to Paris."

And then he withdrew.

The bills from the Senate, entitled

"An act concerning the town of Monmouth, in Warren county."

"An act concerning the public revenue of the county of Warren." And

"An act concerning the corporate powers of the President and Trustees of the town of Carrollton."

Were severally read twice, and

Ordered to a third reading.

Mr. Lane moved that the rule of the House be dispensed with, and the said last mentioned bill be now read a third time by its title;

Which was not agreed to.

Message from the Senate, by Mr. Thomas, their Secretary.

MR. SPEAKER:

The Senate have passed a bill, entitled

"An act supplemental to the act to establish and maintain a general system of Internal Improvements."

And ask the concurrence of the House of Representatives in the passage of said bill.

And then he withdrew.

The amendments of the Senate to the bills from the House of Representatives, entitled

"An act to incorporate the Jacksonville Mechanic's Union."

"An act declaring certain streams therein named navigable."

"An act for a State road from Marshall to Charleston."

"An act to locate a certain State road therein named."

"An act to locate a State road from Danville to Decatur."

' An act to incorporate the President and Trustees of the Jerseyville Academy."

" An act in relation to Champaign county,"

" An act to locate a state road therein named, and for other purposes," and

"An act to locate a state road from Carlinville, in Macoupin county, to Greenville, in Bond county," were severally read and concurred in.

Ordered, that the Clerk inform the Senate thereof.

The amendment of the Senate to the title of the bill from the House of Representatives, entitled

"An act to incorporate the Quincy, Jacksonville, and Springfield Turnpike Company,"

Was read and concurred in.

Ordered, that the Clerk inform the Senate thereof.

Message from the Council of Revision by Mr. Owings, their Secretary.

Mr. Speaker:—Bills of the following titles, viz:

"An act declaring the road from Knoxville to Stephenson a state road."

"An act to relocate part of the state road from Springfield to Peoria."

"An act concerning process," and

"An act to establish a state road from the state road leading from Springfield to Decatur, to Waynesville, in McLean county,"

Have been approved by the Council of Revision.

They have directed me to return to the House of Representatives the bill, entitled

'An act to establish and maintain a general system of Internal Improvements,"

With the following objections thereto, to wit:

The Council of Revision have had under consideration the bill, entitled

"An act to establish and maintain a general system of Internal Improvements,"

And return the same to the House of Representatives as improper to become a law of this State, for the following reasons, to wit:

By the fourth section of the bill it is declared, "any vacancy which may occur in the Board, (of Public Works) by death, refusal to act, resignation, removal out of the State, or otherwise, shall be filled by an appointment by the remaining members of the Board, which appointment shall continue until the meeting of the next ensuing special or stated session of the Legislature. And the incumbent thus appointed, shall take the like oath of office, and enter into the like bond, as is required of the members elected by the Legislature, before he shall enter into the discharge of his duties as one of said commissioners."

This provision is considered by the Council, as an infraction of the eighth section of the third article of the constitution of this State. That section of the constitution is as follows;

"When any officer, the right of whose appointment is, by this constitution, vested in the General Assembly, or in the Governor and Senate, shall, during the recess, die, or his office by any means become vacant, the Governor shall have power to fill such vacancy, by granting a commission, which shall expire at the end of the next session of the General Assembly."

The Council would also suggest, that by limiting the existence of the office of the members of the Board of Fund Commissioners to the second Monday of December biennially, an interregnum may frequently exist which may produce injurious consequences to the public interests.

The Council also suggest, that it is doubtful whether the limiting the appointments of the Governor to fill vacancies in said board, to the end of the first week of the next special or stated session of the General Assembly, may not be in conflict with the aforesaid eighth section of the third article of the constitution.

To obviate these difficulties, the Council would respectfully suggest the propriety of continuing the Fund Commissioners in office until their successors are appointed and qualified; and in case of vacancies, that the Governor be authorized to appoint for the time specified in the constitution.

THOMAS C. BROWN,
SAMUEL D. LOCKWOOD.

The undersigned, in readily concurring with the foregoing objections, does not intend thereby to admit that there may not be other objections to the details of the bill, and many of the principles contained therein; but as there are more matter of expediency than otherwise, he cheerfully leaves with the General Assembly the entire power of judging thereof.

THEO. W. SMITH.

The undersigned concur in returning the bill, for the reasons given by Judges Brown and Lockwood, and in addition objects to the bill on the ground of expediency. He is of opinion that such works can only be made safely and economically in a free Government, by citizens or by independent Corporations, aided or authorized by the Government. He considers the power and influence which the construction and future management of such extensive works, will enable those in the management of the Government, to exercise over the people in elections, wholly incompatible with the safety

of public liberty and the spirit of our free institutions, and likely to have an undue influence over the Legislation of the country.

JOSEPH DUNCAN.

The bill from the Senate, entitled

"An act for the improvement of the Saline river, and for the purpose of preserving the same,"

Was twice read, and

On motion of Mr. Watkins,

Referred to a select committee of five.

Ordered, That Messrs. Watkins, Carpenter, Logan, Wood, and Dubois be that committee.

The amendments of the Senate, to the bill from the House of Representatives, entitled

"An act to locate a State road from Meredocia to Warsaw,"

Were read, and

On motion of Mr. Galbreath,

Referred to a select committee.

Ordered, That Messrs. Galbreath, Aldrich and Minshall, be that committee.

The bill from the Senate, entitled

"An act declaring the Road from Covington in Washington county, by Nashville to Pinckneyville in Perry county, a State road,"

Was read three times.

Mr. Huey moved to amend the second section, by adding after the words "State road," the following, viz:

"Also the road from Carlyle to Bellville,"

When,

On motion of Mr. Huey,

Said bill and proposed amendment were referred to a select committee.

Ordered, That Messrs. Huey, Crain, and Moore of McLean, be that committee.

The bill from the Senate, entitled

"An act to authorize the persons therein named, to construct a mill dam,"

Was twice read, and

On motion of Mr. Rawalt,

Referred to a select committee.

Ordered, That Messrs. Rawalt, McMurtry and Pace be that committee.

The bill from the Senate, entitled

"An act to incoraorate the Pike county Manufacturing Company,"

Was twice read, and

On motion of Mr. Paullen,

Referred to a select committee.

Ordered, That Messrs. Paullen, Wheeler and Lane, be that committee.

The amendments of the Senate, to the bill from the House of Representatives, entitled

"An act to locate a a State road from Pekin to Paris,"

Was read.

On motion of Mr. Reddick,

The amendment of the Senate was amended, by inserting after the word "to," in the fourth line from the botom of the first section, the words "Marion, thence to"

The amendment of the Senate was then concurred in as amended.

Ordered, That the Clerk inform the Senate thereof, and ask their concurrence in the amendment of the House to the amendment of the Senate.

The amendment of the Senate, to the bill from the Senate entitled

"An act to organize Henry county"

Returned by the Council of Revision, with objections to its becoming a law, and obviating those objections, &c.

Was read and concurred in.

Orddred That the Clerk inform the Senate thereof.

The bill from the Senate, entitled

"An act making certain appropriations to the counties of Coles and Jasper, to build certain bridges therein named, and for other purposes,"

Was twice read, and

On motion of Mr. Turney,

Referred to a select committee of five.

Ordered, That Messrs. Turney, Dunbar, Lagow, Minor and Marrs, be that committee.

The bill entitled

"An act to establish and maintain a general system of Internal Improvements,"

Returned by the Council of Revision, with objections to its becoming a law, &c. together with the reasons of the Council, &c. were now taken up for re-consideration.

Mr. Smith of Wabash, for the purpose of obviating the

objections of the Council of Revision, moved to amend the first section of the bill by striking out of the sixth line the words "on the second Monday in December:" also by striking out the whole of the twenty-third line, and inserting in lieu thereof the "end of the next session:" also, by adding after the words "General Assembly," in the twenty-fourth line the words "and until their successors are elected and qualified:" also amend the 4th section of the bill, by striking out all after the word "the," in the thirteenth line, to the word "and," in the fifteenth line, and insert "the Governor, which appointment shall expire at the next session of the General Assembly."

Mr. Wilson moved that the House adjourn until 7 o'clock P. M.

Mr. Richardson moved that the House adjourn;

Which was not agreed to.

The question was taken upon adjourning until 7 o'clock, P. M.; and decided in the negative.

Mr. Minor moved that the House adjourn;

Which was not agreed to.

Mr. Pace moved that the House adjourn until 7 o'clock, P. M.;

Which was not agreed to.

The question was then taken upon the amendments proposed by Mr. Smith of Wabash, and agreed to.

The question was then put,

Shall said bill re-pass as amended?

And decided in the affirmative by yeas and nays, upon the call of Messrs. Webb and Minshall, as follow, to wit:

In the affirmative,

Messrs. Able, Aldrich, Ball, Cloud, Craig, Crain, Cullom, Davidson, Dawson, Dougherty, Douglass, Dubois, Dunbar, Edmonston, Edwards, Elkin, French, Galbreath, Green of Clay, Happy, Hinshaw, Hogan, Huey, Hunt, Lagow, Leary, Lincoln, Logan, Lyons, McCormick, Madden, Marrs, Morton, Murphy of Perry, Murphy of Vermilion, Naper, Oneille, Rawalt, Reddick, Scarborough, Shields, Smith of Madison, Smith of Wabash, Stone, Stuart, Stuntz, Turley, Turney, Voris, Walker of Morgan, Watkins, Wilson, and Wood—53.

In the negative,

Messrs. Carpenter, Diarman, Dollins, English, Hardin, Harris, Lane, McCown, McMurtry, Minor, Minshall, Odam, Pace, Paullen, Richardson, Thompson, Webb, Wheeler, Whitten and Witt—20.

Ordered, That the title of the bill be as aforesaid, that the Clerk carry said bill, together with the objections of the Council of Revision to said bill becoming a law, to the Senate, and ask their concurrence in the re-passage of the same.

And then the House adjourned until Monday morning, 9 o'clock.

MONDAY, February 27, 1837.

House met pursuant to adjournment.

Mr. Prickett, Chief Clerk of the House of Representatives, called the House to order, and stated that the Speaker was too much indisposed to attend the House:

Whereupon,

On motion of Mr. Smith of Wabash,

Newton Cloud was elected Speaker *pro tempore*.

Mr. Madden, from the committee on Enrolled Bills, reported, as correctly enrolled, bills of the following titles, viz:

"An act to locate a State road from Thornton to Lockport, Plainfield, and Blackberry creek."

"An act to authorize John Haynes to build a toll bridge across the Skillet Fork."

"An act to re-locate a part of the State road leading from Springfield to Lewiston."

"An act for the relief of the infant heirs of John Thompson, dec'd."

"An act to incorporate the Carrollton and Bluffdale Railroad or Turnpike Company."

"An act to incorporate Little Rock Academy."

"An act authorizing suits against persons whose names are unknown, in certain cases."

"An act to change in part a State road leading from Meredocia to Quincy."

"An act to locate a State Road from Pekin via Athens to Springfield."

"An act to locate a State road from Wesley city to Mackinaw Town, in Tazewell county."

"An act to establish the county of Livingston."

"An act to incorporate the Beardstown improvement Company."

"An act to define the extent of possession in cases of settlement on the public land."

"An act to review and relocate a State road from Lebanon to Wiggin's Ferry."

"An act relating to the town of Utica, in the county of Fulton."

"An act to establish a State road from Ottawa to Owens', at High Point."

"An act supplementary to an act to incorporate the Alton Marine and Fire Insurance Company, approved February 7th, 1835."

"An act concerning a State road from Albion to Maysville."

"An act to locate a State read from Peoria, by Oseola, to Galena."

"An act to locate a State road therein named."

"An act for a State road from Darwin, in Clark county, to the State line of Indiana, in the direction of Terre Haute."

Mr. Madden afterwards reported that he had this day laid the above named bills before the Council of Revision.

Message from the Senate by Mr. Flood, their Engrossing and Enrolling Clerk.

Mr. SPEAKER:

The Senate have concurred with the House of Representatives in the passage of the bill, entitled

"An act for the formation of the county of Coffee,"

As amended by them,

And ask their concurrence in the amendments of the Senate to said bill.

They have passed a bill, entitled

"An act to incorporate the Edinburgh Manufacturing Company,"

In the passage of which they ask the concurrence of the House of Representatives.

And then he withdrew.

Mr. Oneille, from the committee on Public Accounts and Expenditures, to which was referred the bill, entitled

"An act making appropriations for the years 1837 and 1838,"

Reported the same back to the House with sundry amendments.

On motion of Mr. Moore of St. Clair,

The bill and proposed amendments were referred to a committee of the whole House and made the special order of the day for 7 o'clock this evening.

Mr. Lane, from the committee on Corporations, to which was referred the bill from the Senate, entitled

"An act to incorporate the St. Clair Silk Company,"

Reported the same back to the House without amendment;

Ordered to a third reading.

On motion of Mr. Edwards,

The rule of the House was dispensed with,

And the bill was now read the the third time by its title, and passed.

Ordered, That the title of the bill be as aforesaid and that the Clerk inform the Senate thereof.

Mr. Lane, from the committee on Corporations, to which was referred the bill, entitled

"An act granting the Perryville and Danville Rail-road company certain rights and privileges,"

Reported the same back to the House without amendment.

Ordered to be engrossed for a third reading.

Mr. Galbreath from the select committee, to which was referred the amendment of the Senate to the bill, entitled

"An act to locate a State road from Meredocia to Warsaw,"

Reported the same back to the House without amendment.

The amendment of the Senate to said bill was then read and concurred in.

Ordered, That the Clerk inform the Senate thereof.

Mr. McClernand, from the select committee to which was referred the bill, entitled

"An act for the relief of persons in cases of ejectment,"

Reported the same back to the House with sundry amendments.

Which were read and concurred in.

Ordered to be engrossed as amended for a third reading.

Mr. Watkins, from the select committee to which was referred the bill, entitled

"An act concerning the road laid out between Equality and Shawneetown, by authority of the State,"

Reported back to the House a substitute;

Which was read and concurred in.

Ordered to be engrossed for a third reading.

Mr. Dement, from the select committee, to which was referred the bill, entitled

"An act for a State road from Vandalia to Springfield,"

Reported the same back with an amendment.

Which was read and concurred in.

Ordered to be engrossed for a third reading.

Mr. Dawson, from the select committee, to which was referred the bill from the Senate, entitled

"An act to re-locate a certain road therein named,"

Reported the same back to the House with an amendment,

Which was read and concurred in.

Ordered to a third reading.

On motion of Mr. Dawson,

The rule of the House was dispensed with,

And the bill was now read the third time by its title and passed.

Ordered, That the title of the bill be as aforesaid, that the Clerk carry said bills to the Senate, and ask their concurrence therein.

Mr. Dougherty, from the committee on the Judiciary, to which was referred the bill, entitled

"An act supplementary to an act, to amend an act concerning Minors, Orphans and Guardians, approved February 4, 1827, approved February 7, 1831,"

Reported the same back to the House with an amendment,

Which was read and concurred in.

Ordered to be engrossed for a third reading.

Mr. Dougherty, from the committee on the Judiciary, to which was referred the bill, entitled

"An act to amend an act, entitled an act concerning Judgments and Executions,"

Reported the same back to the House without amendment,

And recommended its rejection.

On motion of Mr. Elkin,

The bill was amended by striking out all after the enacting clause,

When,

On motion of Mr. Smith of Madison,

Said bill was referred to a select committee of five.

Ordered, That Messrs. Smith of Madison, Witt, Leary, Elkin and Smith of Wabash, be that committee.

Mr. Dunbar, from the select committee to which was referred the bill, entitled

"An act to incorporate the Semenaries therein named,"

Reported the same back to the House with sundry amendments,

Which were read and concurred in.

Ordered to a third reading.

On motion of Mr. Rawalt,

The rule of the House was dispensed with, and the bill was now read the third time by its title and passed.

Ordered, That the title of the bill be as aforesaid, that the Clerk inform the Senate thereof, and ask their concurrence to the amendments of the House to the same.

Mr. Madden, from the Committee on Enrolled Bills, reported that they had this day laid before the Council of Revision, bills of the following titles, viz:

"An act to regulate proceedings by attachment before Justices of the Peace."

"An act for the relief of the Clerk of the county commissioners court of Franklin county."

"An act to incorporate the Hanover College, in Tazewell county."

"An act to locate a State road from Chester to Belleville."

"An act to incorporate the Illinois Beet-sugar, Silk, and Vegetable Oil Manufacturing Company,"

"An act to incorporate the towns therein named, and for other purposes,"

"An act to amend an act, entitled an act to incorporate the Carlyle Bridge Company,"

"An act to vacate parts of certain roads."

"An act to authorize Jno. Harmasan to convey real estate,"

"An act to locate a state road in McDonough county."

"An act to amend an act, entitled an act to incorporate the Franklin manual labor college, approved January 16, 1836."

"An act, supplemental to an act, to incorporate the Chicago and Vincennes Rail-road Company, approved Jan. 17, 1835."

"An act to incorporate the Essex Steam Mill Company."

"An act to incorporate the Athens Female Academy."

"An act for a state road from Pinckneyville, in Perry county, to Golconda, in Pope county."

"An act to incorporate the Mackinaw and Illinois Canal Company."

"An act permanently to locate the seat of goverument of the state of Illinois."

Mr. Turney, from the select committee, to which was referred the bill, entitled

"An act to authorize the sureties of the late commissioner of the Gallatin saline lands, to pay over certain monies realized to the counties of Edwards and Wabash,"

Reported the same back to the House without amendment.

The amendment to the amendment proposed by Mr Pace, was then agreed to.

The amendment of the select committee as amended was concurred in.

Ordered to be engrossed for a third reading.

Mr. Huey, from the select committee, to which was referred the bill, entitled

"An act declaring the road from Covington, in Washington county, by Nashville, to Pinckneyville, in Perry county, a state road,"

Reported the same back to the House with an amendment,

Which was read and concurred in.

The bill then passed.

On motion of Mr. Moore of St. Clair.

The title of the bill was amended, so as to read, and 'Carlyle to Belleville.'

Ordered, That the title of the bill be as amended, that the Clerk inform the Senate thereof and ask their concurrence to the amendments of the House to said bill, and to the title thereof.

Mr. Turley, from the select committee, to which was referred a certain petition, reported the same back to the House, and asked to be discharged from the further consideration of the same,

Which was granted.

Message from the Senate by Mr. Thomas, their Secretary.

Mr. SPEAKER:

The Senate have concurred with the House of Representatives in their amendments to the bill from the House of Representatives, for

"An act to establish and maintain a general system of Internal Improvements,"

Obviating the objections of the Council of Revision to said bill, and in the passage of said bill as amended.

They have concurred with the House of Representatives in the passage of bills of the following titles, viz:

"An act to incorporate the Shokokon and Rushville Railroad Company."

"An act to locate a state road from the Indiana line, north west, in a direction to Mineral Point."

"An act to create the county of Bureau."

"An act supplemental to an act to incorporate the President, Directors, and Company of the Bank of Illinois, at Shawneetown."

"An act for the relief of John Logsdon, Butler Logsdon, Joseph Logsdon, Nancy Brown, and Susan Williams."

"An act to relocate certain roads therein named."

"An act to incorporate the Chicago and Fox river Turnpike road Company." And

"An act to vacate a part of the plat of McRoberts and Walker's addition to the town of Danville."

They have passed bills of the following titles, viz:

"An act to incorporate the Webster, Ottowa, and Kishwakey Rail-road Company," and

"An act to amend an act, entitled an act to create and organize the counties therein named, approved January 15th, 1831,"

In the passage of which several bills they ask the concurrence of the House of Representatives.

Thy have concurred with the House of Representatives in the passage of bills of the following titles, viz:

"An act to looate a state road from Wesley city, in Tazewell county, to Bloomington, in McLean county," and

"An act to amend an act, entitled an act for the construction of the Illinois and Michigan Canal, approved January 9, 1836,"

As respectively amended by them,

And ask the concurrence of the House of Representatives in their amendment to said bill and the title thereof.

And then he withdrew.

The engrossed bills, entitled

'An act to incorporate the Beardstown Insurance Company,'

"An act for a state road from Stephenson to the state line, and for other purposes,"

"An act to incorporate the New Canton and Pikiton Rail-road Company,"

"An act amending an act, entitled an act supplemental to the act, entitled an act concerning justices of the peace and constables, passed February 3, 1827,"

"An act to re-locate a part of the State road leading from Mount Vernon to New Nashville,"

"An act to change part of the State road from Palestine to Shelbyville,"

"An act to change the names of certain towns,"

Were severally read a third time and passed.

Ordered, that the titles of the bills be as aforesaid, that the Clerk carry said bills to the Senate and ask their concurrence therein.

The bills from the Senate, entitled

"An act to incorporate the Unity Manufacturing Company,"

"An act concerning the town of Monmouth," in Warren county,"

"An act concerning the public revenue of the county of Warren,"

Were severally read the third time and passed.

Ordered, That the titles of the bills be as aforesaid, and that the Clerk inform the Senate thereof.

The engrossed bill, entitled

"An act to review and re-locate a part of the State road leading from Frankfort to Jonesborough,"

Was read the third time, and

On motion of Mr. Dollins,

Referred to a select committee.

Ordered, That Messrs. Dollins, Dougherty, and Logan, be that committee.

The engrossed bill, entitled

"An act fixing the terms of the courts of the 6th and 7th circuits,"

Was read the third time, and passed.

On motion of Mr. Stuart,

The title of the bill was amended by inserting "first, fifth," before "sixth."

Ordered that the title of the bill be as amended, that the Clerk inform the Senate thereof, and ask their concurrence therein.

The bill from the Senate, entitled

"An act concerning the corporate powers of the President and Trustees of the town of Carrollton,"

Was read the third time, and

On motion of Mr. Lane,

Referred to a select committee of five.

Ordered, That Messrs. Lane, English, Shields, Stone and Douglass be that committee.

And then the House adjourned until 2 o'clock, P. M.

2 o'clock, P. M.

House met pursuant to adjournment.

The message from the Senate, asking a committee of conference upon the disagreeing vote of the two Houses upon the bill from the House of Representatives, entitled

"An act to incorporate the Quincy Academy,"

Was taken up, considered, and agreed to.

Ordered, That Messrs. Galbreath, Oneille, and Paullen be the committee on the part of the House, and that the Clerk inform the Senate thereof.

The bills from the Senate, entitled

"An for the benefit of a person therein named."

"An act to incorporate the Lewiston and Liverpool Rail-road Company."

"An act to incorporate the Peoria Manufacturing and Exporting Company."

"An act to locate a State road from Princeton to Paw-Paw Grove."

"An act to incorporate the Illinois and Rock-Island Rail road Company."

"An act to amend the act incorporating the Springfield and Alton Turnpike Road Company."

"An act to legalize the sale of school land in Pike county."

Were read the first time, and

On motion,

The rule of the House was dispensed with, and said bills were severally read the second and third times by their titles, and passed.

Ordered, That the titles of the bills be as aforesaid, and that the Clerk inform the Senate thereof.

The amendments of the Senate to the bills from the House of Representatives for

"An act providing for the location of a State road from Danville to Warsaw."

"An act to re-locate the seat of justice of Clark county,"

"An act to locate a State road from Shawneetown in Gallatin county, to Golconda in Pope county."

"An act to locate a State road from a point on the Mississippi, opposite Burlington, to Farmington in Fulton county."

Were severally read and concurred in.

Also, the amendment of the Senate to the title of the of the first mentined bill was read and concurred in.

Ordered, That the Clerk inform the Senate thereof.

The amendments of the Senate to the bill, entitled

"An act to locate a State road from Newton, in Jasper county, to Decatur, in Macon county,"

Was read.

Mr. Dunbar moved to lay said bill and amendment on the table;

Which was not agreed to.

The question was then put,

Will the House concur in the amendments of the Senate to said bill?

And decided in the affirmative.

Ordered that the Clerk inform the Senate thereof.

The amendments of the Senate to the bill, entitled

"An act to locate a State road from Decatur to Waynesville,"

Was read, and

On the question,

Will the House concur in the amendments of the Senate to said bill?

It was decided in the negative.

Ordered, That the Clerk inform the Senate thereof.

The bill from the Senate, entitled

"An act to provide for the election of Probate Justices of the Peace,"

Was read twice.

Mr. Stuart moved to refer said bill to the committee on the Judiciary;

Which was not agreed to.

Ordered to a third reading.

On motion of Mr. Dollins,

The rule of the House was dispensed with, and the bill was now read the third time by its title.

On the question,

Shall said bill pass?

It was decided in the affirmative, by yeas and nays as follow, upon the call of Messrs. English and Leray, to wit:

In the affirmative,

Messrs. Aldrich, Ball, Barnett, Bently, Carpenter, Charles, Cloud, Courtright, Craig, Crain, Cullom, Davidson, Davis, Dement, Diarman, Dollins, Dougherty, Douglass, Dunbar, Edmonston, Edwards, Elkin, English, Enloe, Galbreath, Green of Clay, Happy, Hardin, Harris, Hinshaw, Hogan, Huey, Lagow, Lane, Leary, McClernand, Madden, Marrs, Minor, Minshall, Moore of McLean, Moore of St. Clair, Morton, Naper, Pace, Paullen, Rawalt, Reddick, Richardson, Scarborough, Shields, Smith of Madison, Turley, Turney, Voris, Walker of Cook, Walker of Morgan, Wheeler, Whitten, Wilson, and Witt—61.

In the negative,

Messrs. Hunt, McCown, Murphy of Perry, Oneille, Stone, Stuart, Stuntz, Thompson, Webb, and Wood—10.

Ordered, That the title of the bill be as aforesaid, that the Clerk inform the Senate thereof.

The bill from the Senate, entitled

"An act to incorporate the Tamarawa and Mississippi Railroad Company,"

Was read the third time.

On motion of Mr. Webb,

The 14th section of the bill was amended by striking out the words "per annum."

The bill then passed as amended.

Ordered, That the title of the bill be as aforesaid, that the Clerk inform the Senate thereof, and ask their concurrence in the amendments of the House thereto.

Mr. Madden, from the committee on enrolled bills, reported as correctly enrolled, a bill of the following title, viz:

"An act to establish and maintain a general system of Internal Improvements."

Mr. Madden afterwards reported that he had laid the foregoing bill before the Council of Revision.

The bill from the Senate, entitled

"An act to incorporate the Rector Steam mill company,"

In Hamilton county, was twice read, and

Ordered to a third reading.

The bill from the Senate, entitled

"An act to incorporate the city of Chicago,"

Was twice read by its title, and
On motion of Mr. Webb,
Referred to the comittee on Corporations.
The bill from the Senate, entitled
"An act to incorporate the Wabash Rail-Road Company,"
Was twice read, and
On motion of Mr. Dubois,
Referred to the committee on Corporations.
The bill from the Senate, entitled,
"An act supplemental to an act, incorporating the Kaskaskia Bridge company,"
Was twice read, and
On motion of Mr. Shields,
Referred to a select committee.
Ordered, Messrs. Shields, Thompson and Murphy of Perry, be that committee.
The bill from the Senate, entitled
"An act appropriating the residue of the Vermilion Saline lands to the county of Vermilion for the purpose of building a bridge across the Big Vermilion river,"
Was twice read.
Mr. Courtright moved to refer said bill to a select committee of five, with instructions to enquire how many acres of the Vermilion Saline lands, remain yet unsold,
Which was agreed to.
Ordered, That Messrs. Courtright, Murphy of Vermilion, McClernand, Morton, and Lincoln, be that committee
The bill from the Senate, entitled
"An act to incorporate the town of Greenfield, in Greene county,"
Was read the third time and passed.
On motion of Mr. Stone,
The title of the bill was amended by adding "White Hall."
Ordered, That the titles of the bills be as aforesaid, that the Clerk carry the said bills to the Senate, and ask their concurrence in the amendment of the House to the title of said bill.

The bill from the Senate, entitled
"An act to authorizing a subscription to the capital stock of the State Bank of Illinois,"
Was read the first time.
Mr. Douglass moved to lay said bill on the table,
Which was not agreed to.

The bill was then ordered to a second reading.

On motion of Mr. Dunbar,

The rule of the House was dispensed with, and the bill was now read a second time by its title,

When,

On motion of Mr. Smith of Wabash,

The bill was referred to the committee of Finance.

Message from the Senate, by Mr. Thomas their Secretary.

Mr. SPEAKER:

The Senate have concurred with the House of Representatives in the passage of the bills of the following titles, viz:

"An act to incorporate the Vulcan Foundary, in Alexander county," and

"An act to incorporate the Belvidere college."

They have concurred with the House of Representatives in the passage of bills of the following titles, viz:

"An act to incorporate the Spoon River Navigation Company,"

"An act to incorporate the Chippewa Dry Dock Company,"

As respectively amended by them,

And ask the concurrence of the House of Representatives in their amendments to said bills.

They have concurred with the House of Representatives in their amendments to the bills of the following titles, viz:

"An act to incorporate the Rushville Insurance Company,"

And,

"An act to incorporate the Seminaries therein named."

They have laid on the table, until the 4th day of July next, the resolution from the Senate, having for its object the appointment of a joint select committee whose duty it should be to prepare and report a bill prescribing the times of holding circuit courts in the 6th and 7th Judicial circuits. and the amendments of the House of Representatives thereto.

And then he withdrew.

The bill from the Senate, entitled

"An act to incorporate the town of Carlinville,"

Was twice read, and

On motion of Mr. Harris,

Referred to a select committee.

Ordered, That Messrs. Harris, English, and Pace, be that committee.

The bill from the Senate, entitled

"An act to incorporate the Illinois Book and Publication Company,"

Was read the third time.

On motion of Mr. Smith of Madison,

Referred to the commitee on Corporations.

When,

On motion,

The House adjourned until 7 o'clock, P. M.

7 o'clock, P. M.

House met pursuant to adjournment.

A message from the Senate by Mr. Thomas, their Secretary.

Mr. Speaker:

I am directed by the Senate to inform the House of Representatives, that the Secretary of the Council of Revision, has reported to the Senate that the bill entitled

"An act permanently to locate the Seat of Government of the State of Illinois."

Has been approved by the Council of Revision.

And further, that the Senate will be ready to meet the House of Representatives in the Representatives Hall, on tomorrow, the 28th Instant, at 10 o'clock, A. M. for the purpose of making a selection of some suitable place to be the permanent seat of Government of the State of Illinois, &c. in pursuance of the aforesaid law.

And then he withdrew.

Message from the Council of Revision by Mr. Owings, their Secretary.

Mr. Speaker:

Bills of the following titles, viz:

"An act to incorporate the Athens Female Academy,"

"An act to amend an act, entitled 'An act to incorporate the Franklin Manual Labor College, approved Jan. 16, 1836,"

"An act to authorize Jonathan Harmason to convey real estate,"

"An act to incorporate the Mackinaw and Illinois Canal Company,"

"An act for the relief the Clerk of the county commissioner court of Franklin county,"

"An act to locate a State road in McDonough county."

"An act to incorporate the Essex Steam Mill Company,"

"An act supplemental to an act to incorporate the Chicago and Vincennes Rail-road Company, approved January 17, 1835,"

"An act for a State road from Pinckneyville, in Perry county, to Golconda, in Pope county,"

"An act to establish the county of Livingston,"

"An act to authorize John Haynes to build a toll bridge across the Skillet Fork."

"An act to locate a State road from Thornton to Lockport, Plainfield, and Blackberry creek,"

"An act to define the extent of possession in cases of settlement on the public land,"

"An act to locate a State Road from Pekin via Athens to Springfield,"

"An act to locate a State road from Wesley city to Mackinaw Town, in Tazewell county,"

"An act to change in part a State road leading from Meredocia to Quincy,"

"An act to incorporate the Carrollton and Bluffdale Rail-road or Turnpike Road Company,"

"An act for the relief of the heirs of John Thompson, deceased,"

"An act to incorporate Little Rock Academy,"

"An act to incorporate the Beardstown improvement Company,"

"An act to re-locate a part of the State road leading from Springfield to Lewiston," and

"An act to establish and maintain a general system of Internal Improvements,"

Have been approved of by the Council of Revision.

And then he withdrew.

Mr. Hogan moved to discharge the committee of the whole House from the consideration of the bill, entitled

"An act making appropriations for the years 1837 and 1838;"

Which was agreed to.

The amendments of the committee of Public Accounts and Expenditures to the amendments of the committee of the whole House, to the bill, entitled

"An act making appropriations for the years 1837 and 1838,"

Were read and concurred in.

On motion of Mr. Pace,

The amendments were amended by inserting after "$300," the words "and fifty."

Mr. Happy moved to amend the amendments, by adding the following, to wit:

"To each of the following named persons the sum of twenty dollars for attending as witnesses in the supreme court, in 1835, in the case of the People vs. Josiah Laneburn, to wit: J. T. Jones, George Orear, Lucien Berry, William Greer, —— Wright, of Morgan county:"

Which was not agreed to.

Mr. Hogan moved to amend the amendment by adding the following, to wit:

"To the Warden of the Penitentiary two hundred dollars for incidental expenses:"

Which was not agreed to.

Mr. Carpenter moved to strike out "$400," to the Auditor of Public Accounts;

Which was not agreed to.

Mr. Edwards moved to amend the amendments of the committee on Public Accounts and Expenditures, by striking out "$5," the per diem allowance of the Principal Clerk of the House of Representatives and Secretary of the Senate, and inserting "$6;"

Which was not agreed to.

Mr. Dubois called for a division of the question, so as to take the question separately, upon the allowance of "4 dollars per diem," and "4 dollars for every twenty miles travelling of the members, &c."

Mr. Carpenter moved to amend the amendments by striking out the sum of "$200," allowed as an additional salary per annum to the Judges of the Supreme Court;

Which was not agreed to.

Mr. Carpenter moved to amend the amendments, by striking out "$250," allowed as an additional salary per annum to the Judges of the circuit courts, and inserting "one hundred" in lieu thereof.

Mr. Edmonston called for a division of the question, so as to take the question on striking out.

The question was then taken on striking out;

And decided in the negative, by yeas and nays, upon the call of Messrs. Davidson and Galbreath, as follow, viz:

In the affirmative,

Messrs. Ball, Bently, Carpenter, Cloud, Crain, Davidson, Diarman, Dollins, Douglass, Edmonston, Elkin, English, Happy, McCown, Moore of St. Clair, Morton, Paullen, Rawalt, Turney, Walker of Morgan, Webb, and Wood—22.

In the negative,

Messrs. Aldrich, Barnett, Charles, Craig, Cullom, Davis, Dougherty, Dubois, Edwards, French, Galbreath, Green of Clay, Hardin, Harris, Hinshaw, Hogan, Huey, Hunt, Lagow, Lane, Leary, Lincoln, Lyons, McCormick, McMurtry, Madden, Marrs, Minor, Minshall, Moore of McLean, Murphy of Vermilion, Naper, Oneille, Pace, Richardson, Scarborough, Shields, Smith of Madison, Smith of Wabash, Stone, Stuntz, Thompson, Voris, Walker of Cook, Wilson, and Witt—46.

Mr. Witt moved to amend the amendments by adding the following, to wit:

"Hereafter the salary of the Warden of the Penitentiary shall be eight hundred dollars per annum:"

Which was agreed to.

Mr. Dubois withdrew his call for a division of the question, on the per diem allowance of the members.

Mr. Hardin moved to amend the amendments of the committee on Public Accounts and Expenditures, by striking out "$4," the per diem allowance of members, and inserting "$3" in lieu thereof.

Mr. Richardson called for a division of the question, so as to take the question on striking out.

The question was then taken upon striking out,

And decided in the negative by yeas and nays, upon the call of Messrs. Murphy of Vermilion and Hardin, as follow, to wit:

In the affirmative,

Messrs. Barnett, Carpenter, Cloud, Crain, Cullom, Davidson, Dement, Dollins, Douglass, Dubois, Edmonston, French, Happy, Hardin, Harris, Hogan, Hunt, Lyons, McCown, McClernand, Minor, Minshall, Moore of St. Clair, Morton, Rawalt, Smith of Madison, Thompson, Turney, Walker of Morgan, and Webb—30.

In the negative,

Messrs. Aldrich, Ball, Bently, Charles, Craig, Davis, Diarman, Dougherty, Edwards, Elkin, English, Galbreath, Green of Clay, Hinshaw, Huey, Lagow, Lane, Leary, Lincoln, McCormick, McMurtry, Madden, Marrs, Moore of McLean, Murphy of Vermilion, Naper, Oncille, Pace, Paullen, Richardson, Scarborough, Shields, Smith of Wabash, Stone, Stuntz, Turley, Voris, Walker of Cook, Wilson, Witt and Wood—41.

Mr. Smith of Wabash moved to amend the amendments by adding the following proviso, viz:

Provided, That each member may receive such sum as they think proper, not exceeding four dollars per diem.

The question was then taken upon said amendment,

And decided in the affirmative by yeas and nays, upon the call of Messrs. Richardson and Minshall, as follow, to wit:

In the affirmative,

Messrs. Aldrich, Ball, Bentley, Carpenter, Charles, Cloud, Craig, Cullom, Davidson, Davis, Dement, Diarman, Dollins, Douglass, Dubois, Edmonston, English, French, Galbreath, Green of Clay, Hardin, Harris, Hinshaw, Hogan, Huey, Lagow, Leary, Logan, Lyons, McCormick, McClernand, Madden, Marrs, Minor, Minshall, Moore of McLean, Naper, Pace, Paullen, Richardson, Scarborough, Smith of Madison, Smith of Wabash, Stuntz, Thompson, Turley, Turney, Voris, Whitten, Witt and Wood—49.

In the negative,

Messrs. Barnett, Dougherty, Edwards, Elkin, Happy, Hunt, Lane, Lincoln, McCown, McMurtry, Moore of St. Clair, Morton, Murphy of Vermilion, Oneille, Rawalt, Shields, Stone, Walker of Cook, Walker of Morgan, Webb, and Wilson—21.

Mr. Witt moved to re-consider the vote just taken upon the proviso;

Which was decided in the negative by yeas and nays, upon the call of Messrs. Aldrich, and Richardson, as follow, to wit:

In the affirmative,

Messrs. Barnett, Carpenter, Charles, Crain, Dougherty, Edmonston, Edwards, Elkin, Happy, Huey, Hunt, Lane, Lincoln, McCormick, McCown, McMurtry, Moore of St. Clair, Morton, Murphy of Vermilion, Naper, Oneille, Rawalt, Richardson, Scarborough, Shields, Stone, Stuart, Voris, Walker of Morgan, Webb, Wilson and Witt—33.

In the negative,

Messrs. Aldrich, Ball, Bently, Cloud, Cullom, Davis, Dement, Diarman, Dollins, Douglass, Dubois, English, French, Galbreath, Green of Clay, Hardin, Harris, Hinshaw, Hogan, Lagow, Leary, Logan, Lyons, McClernand, Madden, Marrs, Minor, Minshall, Moore of McLean, Pace, Paullen, Smith of Madison, Smith of Wabash, Stuntz, Thompson, Turley, Turney, Whitten, and Wood—40.

Mr. Hogan moved to strike out "$4," and insert "$3," as the per diem allowance of the members.

Mr. Pace called for a division of the question, so as to take the question upon striking out.

Mr. Cullom moved that the House adjourn;

Which was not agreed to.

The question was then taken upon striking out,

And decided in the negative by yeas and nays, upon the call of Messrs. Webb and Aldrich, as follow, to wit:

In the affirmative,

Messrs. Bently, Carpenter, Cloud, Cullom, Davidson, Dement, Dollins, Douglass, Dubois, French, Happy, Hardin, Harris, Hogan, Hunt, Lagow, McCown, McClernand, Minor, Minshall, Morton, Rawalt, Smith of Madison, Thompson, Voris, Walker of Morgan, Webb, and Whitten—28

In the negative,

Messrs. Aldrich, Ball, Barnett, Charles, Craig, Davis, Diarman, Dougherty, Edmonston, Edwards, Elkin, English, Galbreath, Green of Clay, Hinshaw, Huey, Lane, Leary, Lincoln, Logan, McCormick, McMurtry, Madden, Marrs, Moore of McLean, Murphy of Vermilion, Naper, Oneille, Pace, Paullen, Richardson, Scarborough, Shields, Smith of Wabash, Stone, Stuntz, Turley, Walker of Cook, Wilson, Witt, and Wood—41.

Mr. Wilson moved that the House adjourn,

Which was not agreed to.

Mr. Smith of Madison moved to strike out "four dollars" and insert "two dnllars," in the clause preceeding the above proviso.

Mr. Stone called for a division of the question, so as to take the question on striking out.

Mr. Scarborough moved the previous question.

The question was then taken on striking out,

And decided in the negative.

The question was then taken,

Shall the previous question be now put in concurring in the amendments to said bill as amended,

And decided in the affirmative.

Mr. Dement moved further to amend the bill by adding the following, to wit:

That the commissioners of the School Fund of the State shall ascertain from the returns of the census taken in the year one thousand eight hundred and thirty-five, the number of white persons in each county under the age of twenty years, and the whole amount of School Funds placed under the control of the Legislature of this State under the provisions of an act of Congress of the eighteenth of April, one thousand eight hundred and eighteen, for the encouragement of learning, shall be equally distributed among the counties according to such population.

Sec. 2. That on the first Saturday of May next, there shall be held in each county in this State an election for School Commissioner, said election shall be held in the same manner that other elections are held in the county for State and county officers. The Judges appointed for holding the general election shall act as the judges for the election of said commissioners, and the election shall be held at the same places, that are appointed for holding the general elections, and the same qualifications shall be requisite to entitle an elector to vote for school commissioners, which are in all cases of general elections for state and county officers, the person receiving the highest number of votes in the county shall be school commissioner for the county for the term of two years from the date of his election, upon his giving the necessary bonds and complying with the requisitions of this act.

Sec. 3. It shall also be the duty of the judges of the election for school commissioner to cause a poll to be opened at the same time and place of holding said election, at which the persons voting for said commissioners, shall also vote for or against the counties in which they reside receiving its distributive share of the school fund on the terms of this act, and the judges of such election shall immediately make return of election, as well the vote on the subject of the counties receiving the money, as that of school commissioner, to the clerk of the county commissioners' court, who shall make due return of the same to the office of Secretary of State, and the Secretary shall immediately cause a statement of the vote of each of the counties on the subject of receiving the school

fund, to be presented to the school fund commissioners of this State.

Sec. 4. The person who shall be elected school commissioner, shall within twenty days after his election execute a good and sufficient bond to the county commissioners' court of his respective county, in a sum double the amount which shall have been shown to stand to the credit of said county by the Auditor, which bond may be increased or additional security required in proportion to any increase of responsibility which may in the opinion of the court make such increase of bond or additional security necessary in consequence of the accumulation of the three per cent fund or other cause, and the first bond shall contain a condition that additional security or increase of bond shall be given when the said court shall require the same, also that the court shall have power to vacate the office for a failure or a refusal on the part of said commissioner to give such increased bond or additional security.

Sec. 5. The school commissioner before he shall receive the warrant for the distributive share of his county, shall receive from the clerk of the county commissioners court a certificate under the seal of the court, that he has given bond and security which has been accepted by the court for the faithful discharge of all the duties of school commissioner of his respective county, and the Auditor shall file said certificate in his office with the receipt of the commissioner for said warrant, and the Governor shall grant to said commissioner a commission as school commissioner of the county for which he has been elected in the usual manner of commissioning other county officers in this State, and the money shall be considered in the possesion of the county so soon as the commissioner shall have received the warrant from the Auditor, and from and after that time the county in agreeing to take the money shall be considered responsible, that the money shall always be subject to control of future Legislatures, and that it will be safely returned when necessary.

Sec. 6. The school commissioner shall, so soon as this act takes effect, ascertain the amount of the distributive shares due each county, and make a full statement of the same to the auditor of public accounts, who shall thereupon open an account (in a book prepared and suitable for that purpose) with each county, and shall place to the credit of each county the sum ascertained to be due in the manner before recited,

and when the county has voted for receiving the principal, the amount shall be placed to the credit of the county, to be drawn from the county by the commissioner, and where the county has voted against receiving the principal on the terms of this act, then the distributive share of that county shall be credited to the county as loaned to the State at six per cent per annum, which interest shall be payable semi-annually on a warrant of the auditor in favor of said county to the school commissioners of said county, and the sums left in the treasury shall be used for revenue purposes until the said counties may choose at a subsequent election for school commissioners by vote—a poll always at such elections to be opened for that purpose, to receive the principal on the conditions of this bill, and the auditor shall immediately inform the clerk of the county commissioners court of each county of the amount of school fund standing to the credit of the county on his book, which may be drawn by said county in the manner following:

Sec. 7. Each and every county that receives a ratable portion of the school fund is held bound, and agrees to accept the same on these conditions, that the amount of principal shall be kept inviolate and undiminished, and shall be returned into the State treasury in part or the whole, whenever the same may be required by any subsequent law of the State, that the interest arising from the loaning the principal shall belong to the county for school purposes, and shall be distributed among the townships of the county according to the population of each township, to be used in the township for the purpose of promoting education, the population of the township to be ascertained in the manner the court may direct.

Sec. 8. The school commissioners shall keep an account with each individual to whom he may loan money, showing the amount of the principal sum loaned, also the per cent per annum at which each individual has borrowed money, corresponding with each individuals note, which shall be numbered and filed to correspond with a reference on the books of the commissioners; and the county commissioners court shall examine the books, notes and proceedings of the commissioner at every term of said court, and he is hereby required to lay before said court for that purpose, his books and notes, and all other papers, vouchers &c. which he may have in his possession in relation to the school fund.

Sec. 9. The auditor of public accounts shall, after the tak-

ing the census every five years, re-apportion the school fund among the counties, according to the white population under twenty years of age, and immediately inform the school commissioner of each county, and every school commissioner who has in his hands or under his control a greater sum than is shown to be the ratable share of his respective county, he shall within fifteen days thereafter deposite in the State treasury the amount of the excess, and the commissioner in each county who has less than the rateable share due said county, shall apply to the auditor of public accounts who shall issue his warrant in his favor as school commissioner of his said county, which warrant shall be paid as all other warrants in favor of a school commissioner in specie, and the amount shall be loaned by said school commissioner in the same manner that the original rateable share of the county is herein required to be loaned.

Sec. 10. All warrants in favour of any school commissioners, shall be paid in specie, and shall be taken by said commissioner to his respective county and loaned according to this act in specie.

Sec. 11. It shall be the duty of the school commissioner to loan to the inhabitants of the county all the money which may come into his hands from the State Treasury as school commissioner, in sums not more than three hundred dollars to any one person for a period not longer than one year, at a rate of interest not less than ten nor more than twenty per cent per annum, payable semi-annually in advance, which loans shall be made immediately after the money shall have been received by said commissioner, after giving twenty days public notice of his intention to loan said money, by causing to be posted up in three of the most public places in each township, notices of his intention to offer the money to loan to the person who will give the highest rate of intererst, within the before mentioned rates of interest, and secure the payment of principal and interest to the satisfaction of said commissioner, the amount of school fund on hand which will be offered to be loaned on the particular day at the court house in each county.

Sec. 12. The county commissioners court of each county in this State shall order an election to be held in each township in their respective counties which contains within its limits fifty inhabitants, for one treasurer and two trustees to be denominated and constituted a board of school trustees for the

township, and the Treasurer of the board shall act as Secretary, and shall receive from his predecessors or other persons, all moneys, books, obligations or other interests belonging to the township for school purposes, the said Treasurer before taking said possession shall enter into bond to the county commissioners court in any sum the court may think proper, not less than double the amount of funds which he may have on hands by v'rtue of his office, said Treasurer and commissioners shall receive a certificate of election, and return of the votes to the clerks office of the county commissioners court, and shall hold their offices for two years and until their successors are qualified, from the date of their elections.

Sec. 13. Said board of trustees shall be constituted a body corporate and politic, by the name of the trustees of the township, designated by the number of the township; and may sue and be sued as such, for all acts and contracts by them made as a board of trustees. They shall have power toadopt any plan which, to them, may seem best calculated to promote the interests of the inhabitants of the township upon the subject of education.

Sec. 14. The receipt of any treasurer of the township for the share of interest due his respective township shall be good and sufficient voucher to entitle the school commissioner for the county to a credit for the amount, and the school commissioner shall make an entry on his book of the date and amount of each receipt, and shall number and file all such receipts in a manner corresponding with the entry on his book; and the treasurer of each township shall, in like manner, keep an account of the date and amount of each receipt given to said commissioner, and make due report of the same to the county commissioner's court, by placing said report in the hands of the clerk of the court, on or before every quarterly term, to be laid before the court to be examined and compared with the books and accounts of the commissioner.

Sec. 15. The board of township trustees shall perform all the business and duties in keeping, managing, and disbursing all funds and school lands belonging to their respective townships, that is now required of the school commissioner of the county; and they shall be governed by the same laws, which are not incompatible with this act, that govern and regulate the duties of the school commissioner of the county relative to the school funds and lands of the townships.

Sec. 16. When the inhabitants shall wish to have any

school lands belonging to the township sold, they shall direct their petitions to the township trustees, and said lands shall be sold by the board after giving notice, and causing the same proceedings to be had as is now required of the school commissioner by law, and the present laws giving the forms and proceedings in relation to the sale of section No. 16, shall be observed and shall be sufficient for the trustees of the townships.

Sec. 17. The mode of securing the payment of all sums either for money borrowed or for land purchased, shall be secured in the manner following: For one hundred dollars or any sum under that, may be secured by the giving a note with two or more responsible freeholders as securities, who shall sign and be considered in all respects as principals. Sums over one hundred dollars shall be secured by mortgage on real estate, the title of which shall be clear, unincumbered and indisputable, in value treble the amount to be secured, and it shall be expressed in all mortgages and notes, that when additional security shall be required, that the same shall be given to the satisfaction of the commissioner or trustees of the townships as the case may be; all mortgages and notes shall be drawn in the name of, and payable to the said commissioner or trustees, or his or their successors in office, for the use of the inhabitants of the township to which the money so loaned properly belongs.

Sec. 18. All persons wishing to borrow money from any school commissioner under this act, shall, on or before the day set forth in the advertisement of the commissioner, place in the hands of the commissioner his proposition in writing, sealed, which shall contain the names of his sureties, or the description of the land which will be offered to secure the faithful payments of the principal and interest, and the commissioner shall decide upon what notes or paper he will loan the money, shall be governed by the rate of interest and the sufficiency of the security.

Sec. 19. So much of the amount which the State may receive under the deposite law passed at the last congress, as may be required for distribution under the provisions of this act, shall be so appropriated, and all warrants drawn by the auditor in favor of any school commissioner, shall be paid out of any money in the treasury not otherwise appropriated.

Sec. 20. The school commissioner for each county, shall receive as compensation for all his duties relative to the manage-

ment of the school fund two per cent per annum on all sums of the principal of the school fund which may come into his hands, and be loaned by him under this act, and treasurer of the board of township trustees shall receive the like sum of two per cent per annum on all sums of money received and disbursed by him, and the two trustees of each township shall, as compensation, have not exceeding one dollar per day for each day they may set as a board of trustees.

Sec. 21. The Secretary of State shall cause this law to be printed in pamphlet form, together with the laws yet in force relating to education and school funds, and cause the same to be distributed with the laws passed by the present General Assembly, and the Secretary shall also cause this act to be published in the paper published by the public printer so soon as this act takes effect, and shall procure a sufficient number of said papers sufficient to furnish the clerk of the county commissioner's court of each county with two copies, which shall be kept by said clerk in his office for the use of any person who may wish to read the same. The act, entitled "An act to provide for the distribution and application of the interest on the school college and seminary funds," in force February 7th, 1835, and all other acts or parts of acts upon the subject of school funds and education, coming within the meaning and perview of this act, are hereby repealed.

This act to be in force from and after its passage.

Mr. Richardson moved that the House adjourn,

Which was not agreed to.

The question was then taken upon the amendment proposed by Mr. Dement,

It was decided in the negative by yeas and nays, upon the call of Messrs. Dement and Walker of Morgan, as follow, viz:

In the affirmative,

Messrs. Carpenter, Cloud, Davis, Dement, Diarman, Dollins, Douglass, English, French, Green of Clay, Happy, Harris, Hinshaw, Huey, Lagow, Leary, McCown, McClernand, Madden, Minor, Smith of Madison, Turney, Walker of Morgan, and Witt—24.

In the negative,

Messrs. Aldrich, Ball, Bentley, Charles, Craig, Cullom, Davidson, Dougherty, Dubois, Edwards, Elkin, Galbreath, Hardin, Hogan, Hunt, Lane, Lincoln, Logan, McCormick, McMurtry, Marrs, Minshall, Moore of McLean, Morton, Murphy of Vermilion, Naper, Oneille, Pace, Paullen, Rawalt,

Richardson, Scarborough, Shields, Smith of Wabash, Stone, Stuntz, Voris, Walker of Cook, Webb, Wilson, and Wood —41.

Ordered to be engrossed for a third reading.

On motion,

The House adjourned.

TUESDAY, February 28, 1837.

House met pursuant to adjournment.

Mr. Speaker laid before the House a communication from E. C. Blankenship, enclosing a memorial from himself and John Taylor, in relation to donations therein offered, if the town of Illiopolis be selected as the seat of Government of the State of Illinois, &c.

Which was read, and

Laid upon the table.

Mr. Madden, from the committee on Enrolled Bills, reported, as correctly enrolled, bills of the following titles, viz:

"An act for the relief of the heirs of James Woodside, deceased;"

"An act to incorporate the Shokokon and Rushville Railroad company;"

"An act to legalize the acts of Nathan Ellington, late a Justice of the Peace, in and for the county of Coles."

"An act to locate a State road from the Mississippi to Macomb;"

"An act to locate a State road from Beardstown to Mount Sterling;"

"An act to construct the Grand-Pass Canal;"

"An act to vacate the survey and plat of the town of Concord and West Windsor;"

"An act amending an act, entitled an act concerning forcible entry and detainer," approved February 2, 1827.

"An act to locate a State road from Chester, in Randolph county, to Waterloo;"

"An act to locate certain roads therein named;"

"An act to incoporate the town of Grafton,"

"An act to incorporate the Canton College of Illinois,"

"An act supplemental to an act, entitled an act to incorporate the President, Directors, and Company of the Bank of Illinois at Shawneetown;"

"An act to locate certain roads therein named;"

"An act to create the county of Bureau;"

"An act to locate a State road from Shawneetown in Gallatin county, to Golconda in Pope county;"

"An act to locate a State road from a point on the Mississippi opposite Burlington, to Farmington in Fulton county;"

"An act to incorporate the Mechanics Union."

Mr. Madden afterwards reported that he had this day laid the above named bills before the Council of Revision.

The Senate, preceded by their Speaker, appeared in the Hall of the House of Representatives, in pursuance of a joint resolution of the two Houses, for the purpose of proceeding by joint vote to elect a place for the permanent seat of Government of the State of Illinois, after the expiration of the Constitutional term at Vandalia.

The two Houses then proceeded to vote,

And upon the vote being taken,

Springfield received	- - - - -	35 votes.
Vandalia, "	- - - - -	16 "
Alton, "	- - - - -	15 "
Jacksonville, "	- - - - -	14 "
Decatur, "	- - - - -	4 "
Carrollton "	- - - - -	3 "
Illiopolis, "	- - - - -	3 "
Geographical centre,	- - - -	3 "
Bloomington, received,	- - - -	2 "
Mt. Carmel, "	- - - - -	2 "
Paris, "	- - - - -	1 "
Palestine, "	- - - - -	1 "
Grafton, "	- - - - -	1 "
Shawnectown, "	- - - - -	1 "
Pittsfield "	- - - - -	1 "
Kaskaskia, "	- - - - -	1 "
Shelbyville, "	- - - - -	1 "
Hillsboro' "	- - - - -	1 "
Caladonia, "	- - - - -	1 "

Those voting for Springfield, are

Messrs. Allen of McLean, Browning, Fletcher, Gatewood, Hacker, Herndon, Maxwell, Mitchell, Wight, Wood, and Mr. Speaker, of the Senate, and

Messrs. Able, Aldrich, Craig, Crain, Cullom, Dawson, Dougherty, Dubois, Edwards, Elkin, Enloe, Galbreath, Green of St. Clair, Lincoln, Logan, McCormick, Minshall, Naper, Richardson, Scarborough, Stone, Stuart, Webb, and Wilson of the House of Representatives—35.

Those voting for Vandalia, are

Messrs. Bond, Lane, McLaughlin, Parker, Reilly, and Whiteside of Pope, of the Senate, and

Messrs. Bently, Carpenter, Davidson, Dement, Diarman, Dollins, Green of Clay, McCown, Pace and Watkins of the House of Representatives—16.

Those voting for Peoria, are

Messrs. Butler, Hackelton, Hamlin, Owen, Pruyne, and Stadden, of the Senate, and

Messrs. Ball, Charles, Courtright, Edmonston, Leary, McMurtry, Marrs, Rawalt, Voris, and Walker of Cook, of the House of Representatives—16.

Those voting for Alton, are

Messrs. Borough, Edwards, Murray, Parrish, Servant, and Whiteside of Monroe, of the Senate, and

Messrs. Harris, Hogan, Huey, Moore of St. Clair, Murphy of Perry, Smith of Madison, Stuntz, and Thompson, of the House of Representatives—15.

Those voting for Jacksonville, are

Messrs. Allen of Greene, Orear, Ross, Thomas, Turney, and Weatherford of the Senate, and

Messrs. Cloud, Douglass, Happy, Hardin, Madden, Morton, Walker of Morgan, and Wheeler, of the House of Representatives—14.

Messrs. Noel and Vance, of the Senate, and

Messrs. French and Lyons, of the House of Representatives, voted for Decatur—4.

Messrs. Barnet, Murphy of Vermilion, and Oneille, of the House of Representatives, voted for Illiopolis—3.

Messrs. Dunbar, Hunt, and Turney, voted for the Geographical centre.

Messrs. Davis, English, and Witt, of the House of Representatives, voted for Carrollton.

Messrs. Hinshaw and Moore of McLean voted for Bloomington.

Mr. Lagow, of the House of Representatives, voted for Palestine.

Mr. Lane, of the House of Representatives, voted for Grafton.

Mr. McClernand, of the House of Representatives, voted for Shawneetown.

Mr. Minor, of the House of Representatives, voted for Paris.

Mr. Paullen, voted for Pittsfield.

Mr. Shields, voted for Kaskaskia.

Mr. Smith of Wabash, voted for Mt. Carmel.

Mr. Turley, voted for Shelbyville.

Mr. Whitten, voted for Hillsboro'.

Mr. Wood voted for Caladonia.

No place having received a majority of all the votes given, the two Houses proceeded to take the second vote, when

Springfield received forty three votes.

Alton received sixteen votes.

Vandalia received fifteen votes.

Peoria received eight votes.

Jacksonville received fifteen votes.

Illiopolis received ten votes.

Bloomington received two votes.

Carrollton received three votes.

Shelbyville received two votes.

Albion received one vote.

Equality received one vote.

The Geographical centre received two votes.

Caladonia received one vote.

Those voting for Springfield, are

Messrs. Allen of Green, Allen of Macon, Browning, Fletcher, Gatewood, Hacker, Herndon, Maxwell, Mitchell, Pruyne, Servant, Vance, Wight, Wood and Mr. Speaker of the Senate, and

Messrs. Able, Aldrich, Ball, Craig, Crain, Cullom, Dawson, Dougherty, Dubois, Edwards, Elkin, Enloe, Galbreath, Green of St. Clair, Leary. Lincoln, Logan, Lyons, McCormick, Minshall, Murphy of Perry, Naper, Rawalt, Richardson, Scarborough, Stone, Stuart, Webb, and Wilson of the House of Representatives—43.

Those voting for Alton, are

Messrs. Borough, Craig, Edwards, Murray, Parrish, and Whiteside of Monroe, of the Senate; and

Messrs. Harris, Hogan, Huey, Marrs, Moore of St. Clair, Shields, Smith of Madison, Smith of Wabash, Stuntz, and Thompson, of the House of Representatives—16.

Those voting for Vandalia, are

Messrs. Bond, Lane, McLaughlin, Reiley. and Whiteside of Pope, of the Senate, and

Messrs. Bently, Carpenter, Davidson, Dement, Diarman, Dollins, Green of Clay, Pace, Watkins and Whitten, of the House of Representatives—15.

Those voting for Jacksonville, are

Messrs. Orear, Ross, Stadden, Thomas, Turney and Weatherford, of the Senate, and

Messrs. Cloud, Douglass, Happy, Hardin, Lagow, Lane, Madden, Morton, Walker of Morgan and Wheeler, of the House of Representatives—15.

Those voting for Peoria, are

Messrs. Butler, Hackleton, Hamlin, Owen and Stadden, of the Senate, and

Messrs. Charles, Courtright, Edmonston, McMurtry, Rawalt, Voris and Walker of Cook, of the House of Representatives—12.

Mr. Mills of the Senate voted for Albion.

Wr. Warren of the Senate, and Mr. Turley of the House of Representatives, voted for Shelbyville.

Messrs. Davis, English and Witt of the House of Represenatives vot ed for Carrollton.

Messrs. Minor and Turney voted for the geographical centre.

Mr. McClernand voted for Equality.

Messrs. Hinshaw and Moore of McLean voted for Bloomington.

Mr. Wood voted for Caladonia.

Those voting for Illiopolis are Messrs. Noel and Parker of the Senate, and Messrs. Barnet, Dunbar, French, Hunt, McCown, Murphy of Vermillion, Oneille and Paullen of the House of Representatives.—10

No place having received a majority of all the votes given, The two Houses proceeded to take a third vote, when

Springfield received fifty-three votes,
Vandalia received sixteen votes,
Alton received fourteen votes,
Peoria received eleven votes,
Jacksonville received ten votes,
Illiopolis received three votes,
Purgatory received one vote,
Mount Carmel received one vote,

Carrollton received three votes,
Shelbyville received two votes,
Hennepin received one vote,
Cairo received one vote,
Tremont received one vote,
Lawrenceville received one vote,
Bloomington received one vote,
Waynesville recevied one vote,
The geographical centre received one vote,
Caladonia received one vote,
Those voting for Springfield are

Messrs. Allen of Greene, Allen of Macon, Browning, Fletcher, Gatewood, Hacker, Herndon, Maxwell, Mitchell, Pruyne, Ross, Servant, Wight, Wood, and Mr. Speaker of the Senate, and

Messrs. Able, Aldrich, Ball, Charles, Craig, Crain, Dawson, Dougherty, Dubois, Dunbar, Edwards, Elkin, Enloe, French, Galbreath, Green of St. Clair, Hunt, Lagow, Lane, Leary, Lincoln, Logan, McCormick, McClernand, Minor, Minshall, Murphy of Perry, Naper, Richardson, Stone, Scarborough, Stuart, Thompson, Watkins, Webb, Wheeler, Wilson, and Witt of the House of Repersentatives.---53

Those voting for Vandalia are

Messrs. Bond, Lane, McLaughlin, Murray, Parker, Stadden, Vance and Whiteside of Pope of the Senate, and

Messrs. Bently, Davidson, Dement, Diarman, Dollins, Marrs, Pace and Whitten of the House of Representatives.—16

Those voting for Alton are

Messrs. Borough, Craig, Edwards, Parrish and Whiteside of Monroe, of the Senate, and

Messrs. Harris, Hogan, Huey, Moore of St. Clair, Paullen, Shields, Smith of Madison, Smith of Wabash and Stuntz, of the House of Representatives.—14

Those voting for Peoria are

Messrs. Butler, Hackelton, Hamlin and Owen of the Senate, and

Messrs. Courtright, Edmonston, McMurtry, Oneille, Rawalt, Voris, and Walker of Cook, of the House of Representatives.—11

Those voting for Jacksonville are

Messrs. Orear, Thomas and Weatherford of the Senate, and

Messrs. Cloud, Douglass, Happy, Hardin, Madden, Morton, and Walker of Morgan, of the House of Representatives—10

Those voting for Illiopolis are

Mr. Noel of the Senate, and

Messrs. Barnet and McCown of the House of Representatives.—3

Mr. Turney of the Senate, and Messrs. Davis and English of the House of Representatives voted for Carrollton.

Mr. Mills of the Senate voted for Purgatory.

Mr. Reilly of the Senate voted for Mount Carmel.

Mr. Warren of the Senate and Mr. Turley of the House voted for Shelbyville.

Mr. Atwater of the House of Representatives voted for Hennepin.

Mr. Carpenter of the House of representatives voted for Cairo.

Mr. Cullom of the House of Representatives voted for Tremont.

Mr. Green of Clay of the House of Representatives voted for Lawrenceville.

Mr. Hinshaw of the House of Representatives voted for Bloomington.

Mr. Moore of McLean, of the House of Representatives, for Waynesville.

Mr. Turney of the House of Representatives voted for the centre.

Mr. Wood of the House of Representatives, Caledonia.

No place having yet received a majority of all the votes given, the two Houses proceeded to take the vote the 4th time, when

Springfield received seventy-three votes.

Vandalia received sixteen votes.

Jacksonville received eleven votes.

Alton received six votes.

Peoria received eight votes.

Illiopolis received three votes.

Hillsborough received one vote.

Shawneetown received one vote.

Bloomington received one vote.

Essex received one vote.

Grafton received one vote.

Caledonia received one vote.

Those voting for Springfield, are

Messrs. Allen of Greene, Allen of Macon, Borough, Browning, Fletcher, Gatewood, Hacker, Herndon, Maxwell, Mitchell, Noel, Parrish, Pruyne, Ross, Servant, Turney, Vance, Warren, Wight, Wood, and Mr. Speaker, of the Senate; and

Messrs. Able, Aldrich, Ball, Barnett, Charles, Courtright, Craig, Crain, Cullom, Davis, Dawson, Dougherty, Dubois, Dunbar, Edmonston, Edwards, Elkin, English, Enloe, French,

Galbreath, Green of St. Clair, Harris, Hogan, Hunt, Lagow, Leary, Lincoln, Logan, McCormick, McClernand, Minor, Minshall, Moore of McLean, Moore of St. Clair, Murphy of Perry, Murphy of Vermilion, Naper, Oneille, Paullen, Richardson, Scarborough, Smith of Wabash, Stone, Stuart, Thompson, Turney, Watkins, Webb, Wheeler, and Wilson, of the House of Representatives—73.

Those voting for Vandalia, are

Messrs. Lane, McLaughlin, Murray, Parker, and Whiteside of Pope, of the Senate; and

Messrs. Bently, Carpenter, Davidson, Dement, Diarman, Dollins, Huey, McCown, Marrs, Stuntz, and Whitten, of the House of Representatives—16.

Those voting for Alton, are,

Messrs. Bond, Edwards, and Whiteside of Monroe, of the Senate; and

Messrs. Pace, Shields, Smith of Madison, of the House of Representatives—6.

Those voting for Peoria, are,

Messrs. Butler, Hackelton, Hamlin, and Owen, of the Senate; and

Messr. McMurtry, Rawalt, Voris, Walker of Cook, of the House of Representatives—8.

Those voting for Jacksonville, are,

Messrs. Orear, Thomas, and Weatherford, of the Senate; and

Messrs. Cloud, Douglass, Happy, Hardin, Lane, Madden, Morton, and Walker of Morgan, of the House of Representatives—11.

Those voting for Illiopolis, are,

Messrs. Mills, Reilly, and Stadden, of the Senate—3.

Mr. Craig of the Senate voted for Hillsborough.

Mr. Green of Clay, of the House of Representatives, voted for Shawneetown.

Mr. Hinshaw of the House of Representatives voted for Bloomington.

Mr. Turley of the House of Representatives voted for Essex.

Mr. Witt of the House of Representatives voted for Grafton.

Mr. Wood of the House of Representatives voted for Caledonia.

Springfield having received a majority of all the votes given, was declared by the Speaker of the House of Represen-

tatives duly elected the seat of Government of the State of Illinois.

The Senate then, preceded by their Speaker, withdrew from the Hall of the House of Representatives, and

On motion,

The House adjourned until 2 o'clock, P. M.

2 o'clock, P. M.

House met pursuant to adjournment.

The question was put,

Will the House recede from their amendment, adding a 14th section to the bill from the Senate, entitled

"An act to incorporate the stockholders of the Pittsfield and Mississippi Rail-road Company?"

And decided in the affirmative.

Ordered, That the Clerk inform the Senate thereof.

The amendment of the Senate to the bill from the House of Representatives, entitled

"An act for a State road from Jacksonville to Syracuse and Bloomington,"

Was read and concurred in.

Ordered, that the Clerk inform the Senate thereof.

On motion of Mr. Elkin,

A committee of conference was appointed upon the disagreeing vote of the two Houses upon the bill from the Senate, entitled

"An act allowing compensation to Judges of election, in certain cases."

Ordered, That Messrs. Elkin, Leary, and French be the committee on the part of the House, and that the Clerk inform the Senate thereof, and ask their concurrence therein.

The bill from the Senate, entitled

"An act authorizing Willison T. Reed to establish a ferry at New-Port, on the Ohio river, and for other purposes,"

Was read twice, and

Ordered to a third reading.

The bill from the Senate, entitled

"An act to lay out a State road from Shawneetown to Equality,"

Was read the third time and passed.

Ordered, That the title of the bill be as aforesaid and that the Clerk inform the Senate thereof.

Mr. Madden, from the committee on Enrolled Bills, reported correctly enrolled, bills of the following titles, viz:

"An act to incorporate the President and Trustees of the Jerseyville."

"An act to locate a State road from Carlinville, in Macoupin county, to Greenville, in Bond county."

"An act in relation to Champaign county."

"An act for a State road from Marshall to Charleston."

"An act to incorporate the Quincy, Griggsville, Jacksonville, and Springfield Turnpike Company."

"An act to incorporate the Danville and Covington Railroad Company."

"An act declaring certain streams therein named navigable."

"An act to locate a State road from Liberty to Pinckneyville."

"An act to locate a State road from Meredocia to Warsaw."

"An act to locate a State road from the Indiana line north west, in a direction to Mineral Point."

"An act to incorporate the Ottawa Manufacturing Company."

"An act to review and continue in force an act therein named.

"An act to incorporate the Chicago and Fox river Turnpike road Company."

"An act to re-locate the seat of justice of Clark county."

"An act declaring McKee's creek, in Pike county, a navigable stream."

"An act to amend an act entitled an act to lay out a State road therein named."

"An act fixing the times of holding the circuit courts, in the several counties, in the 4th Judicial Circuit."

"An to establish a State road from Meacham's ferry, in Pike county, to Carlinville, in Macoupin county."

"An act to amend an act entitled an act establishing the courts of county commissioners, approved March 22d, 1819."

"An act to locate a part of the State road from Charleston to Peoria." And

"An act to incorporate the Liverpool, Canton, and Knoxville Rail-road Company."

Mr. Madden afterwards reported that they had this day laid the above named bills before the Council of Revision.

The bills from the Senate, entitled

"An act to authorize William Drummond to build a mill dam on Big Muddy river," and

"An act to locate a road from Cleveland, in Tazewell county, to Versailles, in McLean county, and for other purposes,"

Were severally read the third time and passed.

Ordered, That the titles of the bills be as aforesaid, and that the Clerk inform the Senate thereof.

The bill from the Senate, entitled

"An act to alter a certain State road in Fayette county,"

Was twice read, and

On motion of Mr. Dement,

Referred to a select committee.

Ordered, That Messrs. Dement, Whitten, and Stone, be that committee.

The amendment of the Senate to the bill from the House of Representatives, entitled

"An act to incorporate the Calhoun Coal and Mining Company,"

Was read and concurred in.

Ordered, That the Clerk inform the Senate thereof.

The bill from the Senate, entitled

"An act to incorporate the stockholders of the Cairo city and Canal Company,"

Was twice read, and

On motion of Mr. Edwards,

Referred to the committee on Corporations.

The bill from the Senate, entitled

"An act to authorize John Donavan to build a bridge across Salt creek,"

Was twice read, and

On motion of Mr. Elkin,

Referred to a select committee.

Ordered, That Messrs. Elkin, McCormick, and Lincoln be that committee.

The bill from the Senate, entitled

"An act to incorporate the Carrollton Steam Mill Company,"

Was twice read, and

On motion of Mr. Witt,

Referred to a select committee.

Ordered, That

Messrs. Witt, English, and Harris be that committee.

The amendment of the Senate to the amendment of the House of Representatives, to the bill from the Senate, entitled

"An act to review and relocate a State road from Lebanon to Illinoistown,"

Which was read and concurred in.

Ordered, That the Clerk inform the Senate thereof.

The amendments of the Senate to the bills entitled

"An act to authorize Benjamin Kellogg to erect a toll-bridge over the Mackinaw river in Tazewell county,"

"An act to incorporate the Peoria Hotel Company,"

"An act to incorporate the Fairfield Library Company,"

"An act concerning Wayne county,"

"An act to incorporate the Wanesville Sominary," and

"An act to incorporate the Hennepin Bridge Company,"

Were severally read a third time and passed

Ordered, That the title of the bill be as aforesaid, that the Clerk inform the Senate thereof.

The amendments of the Senate to the amendments of the House of Representatives to the bill from the Senate, entitled

"An act to protect the Canal lands against tresspass,"

Which were read and concurred in.

Ordered, That the Clerk inform the Senate thereof.

On the question being put,

Will the House recede from their amendments to the bill from the Senate, entitled

"An act for the relief of William Armstrong, and William Henson?"

It was decided in the negative.

Ordered, That the Clerk inform the Senate thereof.

Message from the Senate by Mr. Thomas, their Secretary.

Mr. SPEAKER:

The Senate have concurred with the House of Representatives in the passage of bills of the following titles, viz:

"An act to encourage volunteer companies."

"An act to incorporate the Edwardsville and Chippewa Rail-road Company,"

"An act to incorporate the Fayette county Manual Labor Seminay,"

"An act to amend an act to incorporate the town of Alton," and,

"An act for the purposes therein named."

The Senate have also adopted the following resolution, viz:

Resolved by the Senate, (the House of Representatives concurring herein) That the two Houses meet on Wednesday the 1st day of March, at 7 o'clock P. M., for the purpose of electing three Fund Commissioners, and seven Commissioners for the Board of Public Works.

In the adoption of which resolution, they ask the concurrence of the House of Representatives.

And then he withdrew.

Mr. Voris moved to reconsider the vote taken on the passage of the bill from the Senate, entitled

"An act to incorporate the Illinois and Rock Island Rail-road Company,"

Which was agreed to.

On motion of Mr. Atwater,

The bill was referred to a select committee.

Ordered, That Messrs. Atwater, Voris, and Craig, be that committee.

The bill from the Senate, entitled

"An act supplemental to the act, to establish and maintain a general system of Internal Improvements,"

Was twice read, and

On motion of Mr. Smith of Wabash,

Referred to the committee on Internal Improvements.

The bill from the Senate, entitled

"An act requiring Samuel Mundy to pay over certain monies to the Fund Commissioners,"

Was twice read, and

On motion of Mr. Smith of Wabash,

Referred to the Committee on Internal Improvement.

The bills from the Senate, entitled

"An act to legalize the survey of the town of Monmouth;"

"An act to appoint an additional Notary Public and Justice of the Peace for the counties of Morgan and Greene;"

"An act to incorporate the Beardstown and Springfield Sail-roap Company;"

"An act to authorize James Day to build a toll bridge across the Illinois river,"

Were severally read the 3d time and passed.

Ordered, That the title of the bill be as aforesaid, that the Clerk carry said bill to the Senate and ask their concurrence in the passage thereof.

The bill from the Senate, entitled

"An act making an appropriation to build a bridge across Shoal creek in Montgomery county" was read the first time, and

On the question being taken on ordering the bill to a second reading it was decided in the negative.

The amendments of the Senate to the bills from the House of Representatives entitled:

"An act to repeal an act entitled an act to re-locate so much of the Vincennes and Chicago Road as lies north of the south line of the county, to Darwin, in said county of Clark, passed the 14th January, 1836, and for other purposes."

"An act declaring the Skillet Fork a navigable stream."

"An act for a State road from Suggsville, *via* Portland, to Joshua Hanks, in Greene county."

"An act to incorporate the Liberty and Pinckneyville Rail Road Company," and

"An act laying out certain State roads" were severally read and concurred in.

Ordered, That the titles of the bills be as aforesaid, and that the clerk inform the Senate thereof.

The bill from the Senate, entitled

"An act to incorporate the Webster, Ottowa and Kaskaskia Rail Road Company," was twice read, and,

On motion of Mr. Madden,

Referred to the Committee on Corporations.

Mr. Enloe moved that the House adjourn for 15 minutes,

Which was not agreed to.

The bill from the Senate, entitled

"An act to amend an act, entitled 'an act to create and organize the counties therein named, approved, June 15, 1831,'"

Was read the third time and passed.

Ordered, That the title of the bill be as aforesaid, and that the clerk inform the Senate thereof.

The amendment of the Senate to the bill from the House of Representatives, entitled

"An act to locate a State road from Wesley city to Bloomington" was read and not concurred in.

Ordered, That the Clerk inform the Senate thereof.

The amendments of the Senate to the bills from the House of Representatives, entitled

An act to amend an act, entitled an act for the construction of the Illinois and Michigan canal, approved January 9th, 1836,"

Which was read, and

On the question being put,

Will the House concur in the amendments of the Senate to said bill?

And decided in the affirmative by yeas and nays, upon the call of Messrs. Smith of Wabash and Morton, as follow, to wit:

In the affirmative,

Messrs. Able, Aldrich, Atwater, Charles, Courtright, Craig, Davis, Dawson, Diarman, Dougherty, Douglass, Dubois, Dunbar, Edwards, Elkin, English, Enloe, French, Galbreath, Hardin, Hogan, Hunt, Lane, Leary, Lincoln, Logan, McCown, McClernand, Minshall, Moore of St. Clair, Murphy of Perry, Murphy of Vermilion, Naper, Oneille, Richardson, Scarborough, Shields, Stone, Stuart, Stuntz, Walker of Cook, Webb, Wilson, Witt, and Wood—45.

In the negative,

Messrs. Ball, Barnett, Bently, Carpenter, Cloud, Crain, Davidson, Dollins, Green of Clay, Happy, Harris, Hinshaw Huey, Lagow, McMurtry, Marrs, Minor, Moore of McLean, Morton, Pace, Paullen, Rawalt, Smith of Madison, Smith of Wabash, Turley, Turney, and Wheeler—27.

The amendments of the Senate to the bill from the House of Representatives, entitled

"An act for the formation of the county of Coffee,"

Which was read, and concurred in.

Ordered, that the titles of the bill be as aforesaid, that the Clerk carry said bills to the Senate and ask their concurrence therein.

Message from the Council of Revision by Mr. Owings, their Secretary.

Mr. Speaker:

Bills entitled as follows have been approved of by the Council of Revision, to wit:

"An act to locate a state road from the Mississippi river to Macomb."

"An act for the relief of the infant heirs of James Woodside, deceased."

"An act to locate a State road from a point on the Mississippi opposite Burlington, to Farmington in Fulton county;"

"An act supplemental to an act, entitled an act to incorporate the President, Directors, and Company of the Bank of Illinois at Shawneetown;"

"An act to construct the Grand-Pass Canal;"

"An act to incorporate the Jacksonville Mechanics Union."

"An act amending an act, entitled an act concerning forcible entry and detainer," approved February 2, 1827;

"An act to locate a State road from Beardstown to Mount Sterling;"

"An act to incoporate the town of Grafton,"

"An act to vacate the survey and plat of the town of Concord and West Windsor;"

"An act to incorporate the Canton College of Illinois,"

"An act to create the county of Bureau;"

"An act to locate certain roads therein named;"

"An act to legalize the acts of Nathan Ellington, late a Justice of the Peace, in and for the county of Coles."

"An act to relocate certain roads therein named."

"An act to locate a State road from Shawneetown in Gallatin county, to Golconda in Pope county;"

"An act to locate a State road from Chester, in Randolph county, to Waterloo;"

"An act to incorporate the Shokokon and Rushville Railroad company;"

And he withdrew.

The bill from the Senate, entitled

"An act to incorporate the Edinburgh Manufacturing Company,"

Was twice read.

Mr. Pace moved to amend the bill,

When,

On motion of Mr. Webb,

The bill and proposed amendment were referred to the committee on Corporations.

The resolution from the Senate, in relation to the election of fund commissioners and commissioners of the board of public works, was read.

Mr. Wilson moved to amend the resolution by inserting the following, to wit:

"And at each succeeding evening, at the same hour, until all vacancies are filled:"

Which was not agreed to.

The resolution was then concurred in.

The bill, entitled

"An act to authorize the Trustees of the town of Pekin to keep a ferry over the Illinois river,"

Was read the third time and passed.

On motion of Mr. Webb,

The title of the bill was amended so as to read,

"An act concerning the sixteenth section, in township three south range fourteen, west of the second principal meridian."

Ordered, That the title of the bill be as amended, and that the Clerk inform the Senate thereof.

Mr. Paullen moved that the House adjourn until 7 P. M.

Mr. Turley moved that the House adjourn.

The question was then taken upon adjourning until 7 P. M.

And decided in the negative,

When,

The House adjourned until to-morrow morning, 9 o'clock.

WEDNESDAY, March 1, 1837.

House met pursuant to adjournment.

Mr. Madden, from the committee on Enrolled Bills, reported as correctly enrolled bills of the following titles, viz:

"An act to incorporate the town of Juliet, and define its boundaries."

"An act to re-locate a State road from Charleston to Paris."

"An act supplemental to an act to establish certain counties, approved Jan. 16, 1836."

"An act to incorporate the St. Mary's college,"

"An act to authorize Samuel Evans to build a toll-bridge over Salt creek."

"An act to incorporate the Kaskaskia Rail-road Company."

"An act to locate the State road from Decatur, in Macon county, to Carlinville, in Micoupin county, via Edinburg, in Sangamon county."

"An act to locate a State road from Commerce, in Hancock county, to Farmington, in Fulton county."

"An act to incorporate the Madison mining, manufacturing and exporting company."

"An act to incorporate the Washington manufacturing company."

"An act for the relief of John Logsdon, Joseph Logsdon, Nancy Brown and Susan Williams;"

"An act to vacate a part of the plat of McRobert's and Walker's addition to the town of Danville."

"An act to incorporate the Jerseyville Hotel company."

"An act providing for the location of State road from Danville to Newcastle."

"An act to incorporate the Belvidere college."

"An act to incorporate the Liberty and Pinckneyville Rail road Company."

"An act to incorporate the Vulcan Foundry, in Alexander county."

"An act to incorporate the stockholders of the Pittsfield and Mississipi Railroad Company."

"An act increasing the Treasurer's bond."

"An act to incorporate a seminary therein named."

"An act for the formation of the county of Coffee." And

"An act to incorporate the Edwardsville and Chippewa Rail-road Company."

And afterwards,

Mr. Madden reported that they have this day laid said bills before the Council of Revision.

Mr. Smith of Wabash from the Committee on Internal Improvements, to which was referred the preamble and joint resolutions of the State of Indiana, upon the subject of the Improvement of the Great Wabash river, &c. reported the following preamble and resolutions, viz:

"Whereas it has been certified to the Governor of this State that the Legislature of the State of Indiana has passed and adopted a joint resolution in relation to the improvement of the Wabash river, and to authorise a compact with the State

of Illinois, approved the sixth day of January, one thousand eight hundred and thirty-seven; which said joint resolution is in the words following, to wit: Whereas the Legislature of this State at its last session appropriated the sum of fifty thousand dollars for the purpose of improving the navigation of the Wabash river, between its mouth and the town of Vincennes; and whereas it is believed that the construction and use of the mechanical structures necessary to this object will require the occupancy of both banks of the river, thereby creating a necessity for mutual and concurrent jurisdiction and control between the two States; and whereas, the legislation heretofore had upon this subject by the State of Illinois affords ground for the belief that that State will co-operate with Indiana in making the necessary improvement on this portion of the river; therefore,

1st. *Resolved by the General Assembly of the State of Indiana*, That for the purpose of accomplishing the object herein set forth, and securing to the citizens of both States mutual and equal participation in the benefits resulting therefrom, it be and is hereby proposed to the Legislature of the State of Illinois, that an agreement or compact be entered into between the two States, the terms of which shall be as follows:

1st. The States of Indiana and Illinois to have perpetual, equal, and concurrent control of whatever improvements may be made by them on that portion of the Wabash river which forms the boundary line between these States, to be exercised through such agents as may be appointed by the States respectively.

2d. To contribute equally in defraying the expense of contributing and keeping in repair such improvements, and the various works connected therewith.

3d. The States to share alike in the profits of said improvements, derived from the collection of tolls, water rents, or other charges.

4th. The tolls or other charges levied on said improvements shall be equal and uniform upon the citizens of both States, and upon the citizens of the United States.

5th. The improvements to be commenced at such point or points as in the present condition of the river presents the most serious obstructions to the navigation.

Resolved further, That the acceptance of these terms by the State of Illinois, or by any agent of that State, duly authorized to act in the premises, shall be considered as a con-

summation of the compact without any further action on the part of this State.

Resolved further, That the State board of internal improvements be, and they are hereby directed to take charge of the proposed improvements on the part of this State, and that they be hereby authorized, in conjunction with such agents as may be appointed on the part of Illinois, to adopt such plans for the overcoming of the several obstructions as to them may appear most conduvice to the public interest, having regard to the amount of the appropriations which have been, or may hereafter be made by the State.

Resolved further, That as soon as the board of internal improvements may be officially advised of the acceptance of the terms herein proposed by the State of Illinois, and the appropriation by that State of a sum for the improvement of the river, equal to that heretofore appropriated by Indiana, and also of the appointment of an agent or agents on the part of the State of Illinois, to act with them in carrying on the work, they shall thereupon be authorized, in conjunction with such agents of the State of Illinois, to commence the improvement of the river at such point or points where they may think the improvement most requisite.

Resolved, That the Governor be requested to transmit a copy of the above joint resolution to the Executive of the State of Illinois, with a request that it be laid before the Legislature of said State.

And whereas the Legislature of this State is desirous of co-operating with the State of Indiana, in effecting the improvement of the navigation of that portion of the said Wabash river which forms the line between the two States, and for that purpose has, at the present session, appropriated the sum of one hundred thousand dollars. Now, therefore,

Be it resolved by the people of the State of Illinois, represented in the General Assembly, That the State of Illinois hereby accepts of the terms of the compact proposed by, and set forth in the above recited joint resolution of the General Assembly of the State of Indiana, in relation to the improvement of that portion of the Wabash river which forms the boundary line between the two States; and the said compact and terms are hereby declared to be binding on the State of Illinois.

Resolved further, That the board of commissioners of the public works are hereby authorized and required to take charge of the proposed improvements on the part of this State; and

that they be authorized, in conjunction with the state board of internal improvement of Indiana, or such other agent or agents as said State may appoint, to adopt and execute such plans for the overcoming of the several obstructions in the said river as to them may appear most conducive to the public interest, having due regard to an equal expenditure of funds on said improvements by both States, and also the amount of the appropriations which have been, or may hereafter be made by this State.

Resolved further, That the Governor be requested to transmit a copy of the above preamble and joint resolution to the Executive of the State of Indiana, with a request to advise the board of internal improvements of that State, of the acceptance of the terms aforesaid by the State of Illinois, and with the further request to lay this joint resolution before the General Assembly of Indiana.

Which were read and concurred in.

Ordered, that the Clerk inform the Senate thereof, and ask their concurrence therein.

On motion of Mr. Bentley,

The vote taken on the amendments of the House to the bill from the Senate, entitled

"An act for the relief of William Armstrong and William Henson,"

Was reconsidered.

Mr. Pace moved a division of the question, so as to take the question separately on each amendment.

The question was then put,

Will the House recede from their first amendment to said bill?

And decided in the negative.

The question was then taken,

Will the House recede from their second amendment?

And decided in the negative.

The question was then put,

Will the House recede from their last amendment to said bill?

And decided in the negative.

Message from the Senate, by Mr. Thomas, their Secretary.

MR. SPEAKER:

The Senate have concurred with the House of Representatives in the passage of bills, entitled as follows:

"An act providing for the payment of an appropriation to Franklin and Jackson counties, approved February 15, 1827."

"An act to incorporate the Grafton and White Hall Hotel Company."

"An act for the formation of Michigan county."

"An act to incorporate the Manchester and Bridgeport Railroad company."

"An act for a state road from Ottawa, north, to the State line."

"An act to change the public square in the town of Mount Sterling."

"An act to incorporate the Mount Carmel Marine and Fire Insurance Company."

'An act to locate a state road from Grafton to Wood river.'

"An act for the benefit of the infant heirs of William B. Collins, deceased."

"An act for the benefit of McLean county."

"An act to relocate part of certain state roads therein mentioned."

"An act for the relief of John Pearson, administrator of the estate of Francis Prince, deceased."

"An act for the relief of Samuel G. Beckley, administrator of the estate of Isaac Cook, deceased."

"An act to define the western boundary line of Adams county."

They have amended the title of the last mentioned bill, by adding after the word "Adams," "Hancock, Warren and Mercer," and "counties," instead of "county,"

And ask the concurrence of the House of Representatives in said amendment.

They have also concurred with the House of Representatives in the passage of a bill, entitled

"An act to locate a State road road from Pekin by Havana, to Jacksonville, and from Havana to Athens,"

As amended by them,

And ask the concurrence of the House of Representatives in their amendments to said bill.

They have passed bills of the following titles, viz:

"An act to provide for the safe keeping and security of the public money;"

"An act to amend an act, entitled an act concerning Minors, Orphans, and Guardians;"

"An act providing the manner of collecting taxes;"

And ask the concurrence of the House of Representatives in the passage of said bills.

They have concurred with the House of Representatives in their amendments to the bills from the House of Representatives of the following titles, viz:

"An act to amend an act entitled an act for the organization and government of the militia of this State," approved March 2, 1833,

"An act to incorporate a State road from McLeansborough to Golconda, in Pope county;"

"An act to incorporate the Galena Rail-road and transportation Company;"

"An act to locate a State road from Enterprise, in LaSalle county, to Knoxville in Knox county;"

"An act to amend an act, entitled an act to amend an act concerning public roads," approved January 18, 1836, and

"An act to incorporate the Seminaries therein named."

They have laid on the table until the 4th day of July next, the bill from the House of Representatives, entitled

"An act to amend an act, entitled an act to incorporate the inhabitants of such towns as may wish to be incorporated,"

And then he withdrew.

Mr. Moore of St. Clair, from the Committee on Finance, to which was referred the bill from the Senate, entitled

"An act authorizing a subscription to the capital stock of the State Bank of Illinois,"

Reported the same back to the House without amendment.

Ordered to a third reading.

On motion of Mr. Pace,

The rule of the House was dispensed with, and the bill was now read a third time by its title.

Mr. Happy moved to refer the bill to a select committee of five,

Which was not agreed to.

The question was then taken upon the passage of the bill,

And decided in the affirmative by yeas and nays, upon the call of Messrs. Turney and Paullen, as follow, to wit:

In the affirmative,

Messrs. Able, Ball, Barnett, Carpenter, Charles, Craig, Crain, Cullom, Dawson, Dollins, Dougherty, Dubois, Edmonston, Edwards, Elkin, Galbreath, Green of Clay, Hardin, Harris, Hogan, Hunt, Lane, Leary, Lincoln, Lyons, McCormick, McMurtry, Minshall, Moore of McLean, Moore

of St. Clair, Morton, Murphy of Vermilion, Oneille, Pace, Paullen, Scarborough, Shields, Smith of Madison, Smith of Wabash, Stone, Stuntz, Voris, Webb, Wilson, and Witt—46.

In the negative,

Messrs. Bentley, Cloud, Courtright, Davidson, Diarman, Douglass, English, Happy, Hinshaw, Huey, Lagow, McCown, McClernand, Marrs, Minor, Naper, Rawalt, Stuart, Turley, Turney, Walker of Cook, Walker of Morgan, and Wheeler—23.

Ordered, That the title of the bill be as aforesaid, that the Clerk inform the Senate thereof.

Mr. Webb, from the Committee on Corporations, to which was referred the bill from the Senate, entitled

"An act to incorporate the city of Chicago,"

Reported the same back to the House without amendment;

Ordered to a third reading.

On motion of Mr. Webb,

The rule of the House was dispensed with, and the bill was now read a third time by its title and passed.

Ordered, that the title of the bill be as aforesaid, that the Clerk inform the Senate thereof and ask their concurrence therein.

Mr. Smith of Wabash, from the committee on Internal Improvements, to which was referred the bill from the Senate entitled

"An act requiring Samuel Mundy to pay over certain monies to the Fund Commissioners,"

Reported the same back to the House with sundry amendments,

Which were read and concurred in.

Ordered to a third reading.

On motion of Mr. Webb,

The rule of the House was dispensed with, and the bill was now read the third time by its title, and passed.

On motion of Mr. Smith of Wabash,

The title of the bill was amended, by striking out "Fund Commissioners," and inserting in lieu thereof the words, "Board of Commissioners of Public Works."

Ordered, that the title of the bill be as amended, that the

Clerk carry the same to the Senate and ask their concurrence in the amendment to the bill and title.

Mr. Bently, from the committee on Corporations, to which was referred the bill for

"An act to incorporate the Lacon Manufacturing Company,"

Reported the same back to the House without amendment.

Ordered to be engrossed for a third reading.

Mr. Lane from the committee on corporations, to which was referred the bill entitled

"An act to incorporate the Central Theological seminary,"

Reported the same back to the House without amendment, and recommended its rejection, and

On motion of Mr. Murphy of Vermilion,

Laid on the table until the fourth day of July next.

Mr. Dunbar from the committee on education, to which was referred the bill from the Senate entitled

"An act to incorporate the Washington Academy,"

Reported the same back to the *H*ouse without amendment, and recommended its passage.

Ordered to a third reading.

On motion of Mr. Stuart the rule of the House was dispensed with and the bill was read a third time by its title and passed.

Ordered, That the title of the bill be as aforesaid, that the Clerk inform the Senate thereof.

Message from the Senate, by Mr. Thomas their Secretary.

Mr. Speaker:

The Senate have passed bills of the following titles, viz:

"An act supplemental to an act to permanently locate the Seat of Government of the State of Illinois."

"An act to locate a State road from Marshall to Grand View,"

And ask the concurrence of the House of Representatives in the passage of said bills.

They have concurred with the House of Representatives in the passage of bills entitled

"An act to incorporate the Grafton and Carrollton turnpike Company."

"An act to locate a State road from Ellisville in Fulton county to McComb in McDonough county; and to declare a certain road therein named a State road."

They have also concurred with the House of Representatives in the passage of the bill entitled

"An act for the formation of the county of Cass," as amended by them, and ask the concurrence of the House of Representatives in their amendments to said bill.

And then he withdrew.

Mr. Bently from the committee on corporations, to which was referred the bill from the Senate entitled

"An act to incorporate the Hillsboro Academy."

Reported the same back to the House without amendment.

Ordered, to a third reading.

On motion Mr. Bently,

The rule of the House was dispensed with, and said bill was now read the third time by its title and passed,

Ordered, That the title of the bill be as aforesaid, that the Clerk inform the Senate thereof.

Mr Lane from the committee on corporations, to which was referred the bill from the Senate entitled

"An act to incorporate the Illinois Book and publication Company."

Reported the same back to the House with an amendment.

Which was read and concurred in.

The bill then passed as amended.

Ordered, That the title of the bill be as amended, that the Clerk inform the Senate thereof, and ask their concurrence in the amendments of the House to the said bill.

Mr. Douglass from the committee on petitions, to which was referred the bill entitled

"An act to establish the county seat of Warren."

Reported the same back to the House without amendment.

Ordered to be engrossed for a third reading.

Mr. McClernand from the select committee to which was referred the bill entitled

"An act to sell school lands therein named in the county of Iroquois."

Reported the same back to the House with an amendment,

Which was read and concurred in.

Ordered to be engrossed for a third reading.

A message from the Senate by Mr. Thomas, their Secretary.

MR. SPEAKER:

The Senate have adopted the following resolution, viz:

Resolved, that the two Houses of the General Assembly

meet in the Hall of the House of Representatives at 7 o'clock P. M., on the 1st day of March, for the purposes of electing a Judge of Probate for the county of Wayne, and ask the concurrence of the House of Representatives therein.

Mr. Craig from the select committee to which was referred the bill from the Senate entitled

"An act for altering the boundaries of Ogle county, and for other purposes,"

Reported the same back to the House with amendments.

Which were read.

Mr. Richardson moved to lay said bill and proposed amendments on the table.

The question was then taken upon laying on the table.

And decided in the negative, by yeas and nays upon the call of Messrs. Charles and McCormick as follow, viz:

In the affirmative,

Messrs. Barnett, Carpenter, Courtwright, Diarman, Dollins, Douglass, Edmonston, English, Enloe, Green of Clay, Hunt, Leary, McCown, Madden, Marrs Minor, Morton, Murphy of Vermillion, Odam, Pace, Richardson, Scarborough, Smith of Wabash, Turley, Turney and Walker of Cook—27.

In the negative,

Messrs. Aldrich, Ball, Charles, Cloud, Craig, Cullom, Dawson, Dement, Dubois, Dunbar, Edwards, Elkin, Galbreath, Happy, Hardin, Hinshaw, Huey, Lagow, Lane, Lincoln, McCormick, McClernand, McMurtry, Minshall, Moore of McLean, Moore St. Clair, Naper, Oneille, Paullen, Rawalt, Shields, Smith of Madison, Stone, Stuart, Stuntz, Voris, Wheeler, Whitten and Wilson.—39.

The amendments to the bill were then concurred in.

Ordered to a third reading.

On motion of Mr. Craig,

Referred to a select committee.

Ordered, That Messrs. Craig, Leary, and Naper be that committee.

Message from the Senate by Mr. Thomas, their Secretary.

"Mr. Speaker—The Senate have passed a bill entitled, "An act supplemental to an act to establish and maintain a General System of Internal Improvement,"

And ask the concurrence of the House of Representatives in the passage of said bill.

They have concurred in the Report of the Committee of

Conference, appointed on the disagreeing vote of the two Houses on the amendment of the House of Representatives to the amendment of the Senate, to the bill from the House of Representatives, entitled

"An act to incorporate the Quincy Academy;"

And then he withdrew.

Mr. Hardin offered for adoption the following resolution, to wit:

"Resolved, By the House of Representatives (the Senate concurring herein) that the hour on which this General Assembly shall adjourn *sine die* on Monday the 6th instant, shall be eight o'clock A. M." which was read and concurred.

Ordered, That the clerk inform the Senate thereof.

Mr. Rawalt from the select Committee to which was referred the bill from the Senate, entitled

"An act to authorise the person therein named to construct a mill dam," reported the same back to the House without amendment.

Ordered to a third reading.

On motion of Mr. Rawalt,

The rule of the House was dispensed with, and the bill was now read the third time by its title, and passed.

Ordered, That the title of the bill be as aforesaid and that the Clerk inform the Senate therof.

Mr. Elkin from the select committee, to which was referred the bill from the Senate, entitled

"An act to authorise John Donavan to build a bridge across Salt creek," reported the same back to the House without amendment.

Ordered To a third reading.

On motion of Mr. Elkin,

The rule of the House was dispensed with, and the bill was now read the third time by its title and passed.

On motion of Mr. Wilson.

The title of the bill was amended by adding "and other purposes."

Ordered, That the title of the bill be as amended—that the Clerk inform the Senate thereof,

And ask their concurrence in the amendments of the House to the title of said bill.

Mr. Paullen, from the select committee, to which was referred the bill from the Senate, entitled

"An act to relocate the county seat of Calhoun county,"

Reported the same back to the House without amendment.

On motion of Mr. Lane,

The rule of the House was dispensed with,

And the bill was now read the third time by its title and passed.

Ordered, That the title of the bill be as aforesaid, and that the Clerk inform the Senate thereof.

Mr. Minor, from the select committee,

To which was referred the bill from the Senate, entitled

"An act making certain appropriations to the counties of Coles and Jasper, to build certain bridges therein named, and for other purposes," reported the same back to the House with sundry amendments which were read.

On motion of Mr, McMurtry,

The amendments of the select committee was amended by adding the following, to wit:

"Also the sum of five hundred dollars is hereby appropriated to the county of Knox, for the purpose of building a bridge across Spoon river, on the mail route from Canton to Knoxville."

Mr. Hogan moved to amend the amendment by adding the following, to wit:

"Two hundred and fifty dollars to the county of Clinton for the purpose of building a bridge across Shoal creek where the State road leading from Edwardsville, via Marinetown to Carlyle crosses.

Mr. Webb moved the previous question.

The question was then taken on the amendment proposed by Mr. Hogan,

And agreed to.

The question was then taken,

Shall the main question be put?

And decided in the affirmative.

The question was then taken upon the amendments of the select committee to the bill as amended,

And decided in the negative by yeas and nays, upon the call of Messrs. Hogan and Lane, as follow, to wit:

In the affirmative,

Messrs. Dougherty, Douglass, Dunbas, Edmonston, Elkin, English, Happy, Hardin, Lagow, Leary, Lincoln, McCown, McMurtry, Marrs, Minor, Minshall, Morton, Oneille, Rawalt, Shields and Turney—21.

In the negative,

Messrs. Ball, Carpenter, Charles, Cloud, Conrtright, Craig, Crain, Cullom, Davidson, Dawson, Diarman, Dollins, French, Green of Clay, Hinshaw, Hogan, Huey, Lane, Moore of McLean, Naper, Odam, Pace, Paullen, Smith of Madison, Smith of Wabash, Stuart, Stuntz, Turley, Voris, Walker of Cook, Webb, Wheeler, Whitten, Wilson and Witt—35.

Mr. McCown moved to refer said bill to a select committee of seven.

Mr. Carpenter moved it to the committee on Propositions and Grievances.

The question was then taken on referring said bill to a select committee of seven,

And decided in the negative.

Mr. McCown moved to lay said bill on the table until the 4th day of July next.

Mr. McMurtry moved that the House adjourn until 2 oclock, P. M.

Which was not agreed to.

The question was then taken upon referring said bill to the committee on Propositions and Grievances,

And decided in the affirmative.

When,

On motion,

The House adjourned until 2 o'clock, P. M.

2 o'clock, P. M.

House met pursuant to adjournment.

The bill, entitled

"An act for the relief of persons in cases of ejectment,"

Was read the third time.

The question was then taken upon the passage of the bill,

And decided in the affirmative, by yeas and nays as follow upon the call of Messrs. Webb and Paullen, to wit:

In the affirmative,

Messrs. Able, Aldrich, Ball, Charles, Cloud, Craig, Crain, Cul-

lom, Davidson, Dement, Dougherty, Dubois, Dunbar, Edmonston, Edwards, Elkin, French, Green of Clay, Green of St. Clair, Happy, Hardin, Hogan, Huey, Lagow, Leary, Lincoln, Logan, McClernand, Madden, Marrs, Moore of McLean, Morton, Murphy of Vermilion, Naper, Oneille, Reddick, Shields, Smith of Madison, Smith of Wabash, Stuart. Turley, Turney, Voris, Walker of Cook, Walker of Morgan, Watkins, Wilson, and Wood—48.

In the negative,

Messrs. Bently, Carpenter, Courtright, Diarman, Dollins, Douglass, English, Harris, Hinshaw, Hunt, McCown, McMurtry, Minor, Minshall, Pace, Paullen, Rawalt, Stuntz, Webb, Wheeler, Whitten, and Witt—22.

On motion of Mr. McClernand,

The title of the bill was amended, so a as read

"An act to increase the capital stock of certain Banks, and to provide means to pay the interest on a loan authorized by 'An act entitled an act to establish and maintain a general system of Internal Improvements.'"

Ordered, That the Clerk inform the Senate thereof, and ask their concurrence in the amendment of the House of Representatives to said bill.

The bill entitled

"An act to authorize the sureties of the late commissioners of the Gallatin saline lands to pay over certain moneys realized to the counties of Edwards and Wabash,"

Was read the third time, and passed.

On motion of Mr. Pace,

The title of the bill was amended by striking out "Edwards and Wabash," and insert in lieu thereof, "entitled to receive the same."

Ordered, that the title of the bill be as amended, and that the Clerk inform the Senate thereof.

The bill from the Senate, entitled

"An act to re-locate a certain road therein named,"

Was read the third time and passed.

Ordered, That the title of the bill be as aforesaid, and that the Clerk inform the Senate thereof.

The bills, entitled

"An act supplementary to an act to amend 'an act concerning minors, orphans, and guardians, approved Feb. 4th, 1827,' approved Feb. 7th, 1831,"

"An act to incorporate the Jonesborough and Mississipp Rail-road Company,"

Were read the third time, and passed.

Ordered, That the Clerk inform the Senate thereof.

The bill from the Senate entitled

"An act to incorporate the Rector steam mill company, in Hamilton county,"

Was read the third time.

On motion of Mr. Carpenter,

The bill was amended by adding an additional section.

The bill then passed as amended.

Ordered, That the title of the bill be as aforesaid, that the Clerk inform the Senate thereof, and ask their concurrence in the amendment of the House to said bill.

The bills, entitled

"An act to incorporate the Beardstown Insurance Company,"

"An act for a State road from Vandalia to Springfield,"

Were read the third time and passed.

Ordered, That the Clerk inform the Senate thereof.

The bill, entitled

"An act making appropriations for the years 1837 and 1838,"

Was read the third time.

On motion of Mr. Douglass,

The bill was amended by adding the following, to wit:

"To J. W. Whitney for aiding the committee on Corporattons seven days 3 dollars per day: to Lewis W. Ross, the sum of 3 dollars per day for fifteen days; and J. W. Whitney, 3 dollars per day for twenty-four days service as Clerk to the committee on Petitions.

On motion of Mr. Elkin,

The amendment was amended by striking out "$3," and inserting "$2," in lieu thereof.

Mr. Webb called for a division of the question, so as to take the question on the allowance of each person separrately.

The question was then taken on the amendment as amended,

And decided in the negative by yeas and nays, upon the call of Messrs. Dubois and Cullom, as follow, viz:

In the affirmative,

Messrs. Barnett, Charles, Cloud, Courtright, Craig, Crain,

Dement, Dougherty, Douglass, Dunbar, Edmonston, English, Hardin, Hinshaw, Lagow, Lincoln, Logan, McCormick, Madden, Paullen, Rawalt, Shields, Smith of Madison, Stuart, Voris, Walker of Cook, Walker of Morgan, Wheeler, and Wilson—29.

In the negative,

Messrs. Aldrich, Ball, Cullom, Davidson, Dawson, Diarman, Dollins, Dubois, Edwards, Elkin, Enloe, French, Green of Clay, Happy, Harris, Hogan, Huey, Hunt, Leary, McMurtry, Marrs, Minor, Minshall, Moore of McLean, Moore of St. Clair, Morton, Murphy of Perry, Naper, Oneille, Pace, Rawalt, Smith of Wabash, Stuntz, Turley, Turney, Webb, Whitten, and Witt—39.

Mr. Webb withdrew his call for a further division of the question.

Mr. Witt called for a division of the question, so as to take the question separately on the allowance of Mr. Henderson.

The question was then taken upon striking out "$3" allowance to Mr. Ross, and inserting in lieu thereof "$2."

And decided in the negative by yeas and nays as follow, to wit:

In the affirmative,

Messrs. Ball, Charles, Cloud, Courtright, Craig, Dement, Dougherty, Douglass, Dunbar, Edmonston, English, Enloe, Green of Clay, Happy, Hinshaw, Lagow, Lane, Leary, Logan, McCormick, Madden, Morton, Murphy of Perry, Paullen, Shields, Smith of Madison, Stewart, Voris, Walker of Cook, Walker of Morgan, and Witt—31.

In the negative,

Messrs. Aldrich, Carpenter, Cullom, Davidson, Dawson, Dollins, Dubois, Edwards, Elkin, French, Harris, Hogan, Huey, Hunt, Lincoln, McClernand, McMurtry, Marrs, Minshall, Moore of St. Clair, Moore of McLean, Murphy of Vermilion, Naper, Odam, Oneille, Pace, Rawalt, Smith of Wabash, Stuntz, Turley, Turney, Webb, Wheeler, and Whitten—34.

The question was then taken on allowing Wm. Henderson $2 per day for aiding the Committee on Roads and Canals, and decided in the affirmative.

On motion of Mr. Oneille, the bill was amended by adding the following:

"To Geo. W. Forsythe, Josiah Fisk, and Wm. Henderson, the sum of $1 per day each day, for assisting the engrossing and enrolling clerk of the House of Representatives the num-

ber of days necessarily employed, to be certified by the engrossing and enrolling clerk.

Mr. Oneille moved to amend the bill further by adding the following:

" To J. D. Gorin, agent for the school-house in Vandalia, the sum of ten dollars per week for 11 weeks, the time said house was occupied as Supreme Court-room, $110."

Mr. Pace moved to strike out "$10," and insert "5," also strike out "110," and insert "55."

Mr. Murphy of Vermilion called for a division of the question, so as to take the question on striking out.

The question was then taken on striking out, and decided in the affirmative.

Mr. eeurphy of Vermilion moved to fill the blanks with "2" and "27½."

The question was then taken on filling the blanks with "5" and "55," and decided in the negative.

The question was then taken on filling the blanks with "2" and "27½," and decided in the affirmative.

The question was then taken on the amendment to the bill as amended and decided in the affirmative.

The bill then passed.

Ordered, That the title of the bill be as aforesaid, and that the Clerk inform the Senate thereof.

The bill from the Senate, entitled

"An act authorising Willison P. Reed to establish a ferry at Newport, on the Ohio river, and for other purposes,"

Was read the third time and passed.

Ordered, that the titles of the bills be as aforesaid, that the clerk inform the Senate thereof.

The amendment of the Senate to the bill from the House of Representatives, entitled

"An act to define the western boundary line of Adams county,"

Was read and concurred in.

Ordered, That the Clerk inform the Senate thereof.

The amendments of the Senate to the bill from the House of Representatives, entitled

"An act to locate a State road from Pekin, by Havana, to Jacksonville, and from Havana to Athens,"

Were read. When,

On motion of Mr. Stuart, the bill and amendments were referred to a select committee.

Ordered, That Messrs. Stuart, McMurtry, and Douglass be that committee.

The bill from the Senate, entitled

"An act providing for the manner of collecting taxes,"

Was twice read; and,

On motion of Mr. Elkin, referred to the Committee on Finance.

The bill from the Senate, entitled

"An act to provide for the safe-keeping and security of the public revenue,"

Was twice read.

Mr. McClernand moved to refer said bill to a select committee of five, which was not agreed to. When,

On motion of Mr. Smith of Wabash, the bill was referred to the Committee on Finance.

The bill from the Senate, entitled

"An act to amend an act, entitled an act concerning minors, orphans, and guardigans,"

Was read the third time and passed.

Ordered, That the title of the bill be as aforesaid and that the Clerk inform the Senate thereof.

The resolution from the Senate, going into the election of a Judge of Probate for Wayne county and a Board of Commissioners of Public Works, and three Fund Commissioners, this evening at 7 P. M. was read and concurred in.

Ordered, that the Clerk inform the Senate thereof.

The amendments of the Senate to the bill from the House of Representatives, entitled

"An act to incorporate the Spoon river Navigation Company," were read and concurred in.

Ordered, That the Clerk inform the Senate thereof.

The amendments of the Senate to the bill, entitled

"An act to incorporate the Chippewa Dry Dock Company,"

Was read and concurred in.

Ordered, That the Clerk inform the Senate thereof.

The bill from the Senate, entitled

"An act concerning Wayne county,"

Was read the third time.

Mr. Morton moved to amend the bill by striking out the name of "A. Job," and inserting "S. S. Brooks;"

Which was not agreed to.

The bill then passed.

Ordered, That the title of the bill be as aforesaid, and that the Clerk inform the Senate thereof.

The bill from the Senate, entitled

"An act to locate a State road from Marshall to Grand View,"

Was three times read by its title, and passed.

Ordered, that the title of the bill be as aforesaid, and that the Clerk inform the Senate thereof.

The amendments of the Senate to the bill from the House of Representatives, entitled

"An act to provide for contingencies,"

Were read.

Mr. Happy called for a division of the question, so as to take the question separately on the last section.

The question was then taken on all but the last section, and decided in the affirmative.

The question was then taken on adding an additional section, which was also decided in the affirmative.

Ordered, That the Clerk inform the Senate thereof.

The bill from the Senate, entitled

"An act supplemental to an act to establish and maintain a general system of internal improvement."

Which was twice read.

Mr. Smith of Madison moved to strike out the second section of the bill,

It was decided in the affirmative, by yeas and nays as follow, upon the call of Messrs. Leary, and Lane to wit:

In the affirmative,

Messrs. Bently, Carpenter, Cloud, Courtright, Davidson, Diarman, Dollins, Dunbar, English, French, Galbreath, Happy, Hardin, Harris Hinshaw, Hunt, Lagow, Lane, Leary, McMurtry, Marrs, Minor Moore of McLean, Moore of St. Clair, Odam, Oneille, Pace, Paullen, Rawalt, Reddick, Richardson, Scarborough, Shields, Smith of Madison, Stuart, Turley, Turney, Walker of Cook, Webb and Whitten 42.

In the negative,

Messrs. Able, Ball, Charles, Craig, Cullom, Dawson, Dement, Dougherty, Douglass, Edwards, Elkin, Green of Clay, Hogan, Huey, Lincoln, McClerland, Smith of Wabash, Stone, Stuntz, Voris, Walker of Morgan, Wilson, and Wood—23.

Mr. Smith of Wabash moved to amend to amend the bill, by striking out of the 1st section the word "five," and inserting "four;" and also by adding an additional section.

Mr. Dollins called for a division of the question, so as to take the question on striking out. When,

On motion of Mr. Smith of Wabash, the bill and proposed amendments were referred to the Committee on Internal Improvements; and,

On motion,

The House adjourned until 7 o'clock, P. M.

7 o'clock, P. M.

House met pursuant to adjournment.

According to a joint resolution of this day the two Houses met in the Hall of the House of Representatives, to go into an election for three Fund Commissioners, a Board of Commissioners of Public Works, and a Judge of Probate for Wayne county.

The two Houses then proceeded to the election of three Fund Commissioners; and upon the vote being taken, it appeared that

Charles Oakley received seventy-seven votes.
M. M. Rawlings received seventy-three votes.
Thomas Mather received seventy-two votes.
Milton K. Alexander received forty-nine votes.
Alfred Lagow received thirty-two votes.
John Tilson, Jr. received thirty-four votes.
William Kinney received twenty votes.
Ezra Baker received six votes.

Those voting for Charles Oakley, are

Messrs. Allen of Greene, Bond, Borough, Craig, Fletcher, Hackleton, Maxwell, Mitchell, Noel, Orear, Parker, Parrish, Pruyne, Stadden, Weatherford, and Whiteside of Pope, of the Senate; and

Messrs. Aldrich, Atwater, Ball, Barnet, Bentley, Carpenter, Charles, Cloud, Courtright, Craig, Cullom, Davidson, Dawson, Diarman, Dollins, Dougherty, Douglass, Edmonston, Elkin, English, French, Galbreath, Happy, Harris, Hinshaw, Lane, Leary, Lincoln, Lyons, McCormick, McClernand, McMurtry, Madden, Marrs, Minor, Minshall, Moore of McLean, Morton, Naper, Odam, Oneille, Paullen, Rawalt, Reddick, Richardson, Scarqorough, Shields, Smith of Madison, Stone, Stuart,

Turley, Turney, Walker of Cook, Walker of Morgan, Watkins, Wheeler, Whitten, Wilson, Witt, and Wood, of the House of Representatives—77.

Those voting for M. M. Rawlings, are

Messrs. Allen of McLean, Browning, Butler, Edwards, Gatewood, Hackleton, Hacker, Hamlin, Lane, McLaughlin, Maxwell, Murray, Noel, Owen, Parker, Parrish, Pruyne, Servant, Stadden, Thomas, Vance, Warren, Weatherford, Whiteside of Monroe, Whiteside of Pope, and Wood, of the Senate; and

Messrs. Able, Carpenter, Cloud, Crain, Cullom, Davidson, Dement, Diarmon, Dollins, Dougherty, Edmonston, Edwards, Enloe, French, Green of St. Clair, Happy, Hardin, Harris, Hinshaw, Hogan, Leary, Logan, Lyons, McCown, McClernand, McMurtry, Madden, Moore of McLean, Moore of St. Clair, Morton, Murphy of Perry, Naper, Odam, Pace, Paullen, Rawalt, Reddick, Richardson, Stone, Stuart, Stuntz, Turley, Turney, Watkins, Whitten, and Wood, of the House of Representatives—73.

Those voting for Thomas Mather, are

Messrs. Allen of Greene, Allen of McLean, Bond, Borough, Browning, Butler, Edwards, Fletcher, Gatewood, Hackleton, Hacker, Hamlin, Lane, McLaughlin, Mills, Murray, Orear, Owen, Parrish, Pruyne, Reiley, Ross, Servant, Thomas, Turney, Vance, Warren, Whiteside of Monroe, Whiteside of Pope, Wright and Wood, of the Senate; and

Messrs. Able, Aldrich, Atwater, Ball, Charles, Crain, Dawson, Dougherty, Dubois, Edwards, Elkin, Green of St. Clair, Hinshaw, Hogan, Huey, Hunt, Lagow, Lane, Lincoln, Logan, Lyons, McCormick, McMurtry, Minshall, Moore of McLean, Moore of St. Clair, Murphy of Perry, Murphy of Vermilion, Naper, Odam, Pace, Scarborough, Shields, Smith of Madison, Smith of Wabash, Stuntz, Voris, Walker of Morgan, Watkins, Wheeler and Wilson, of the House of Representatives—72.

Those voting for Milton K. Alexander, are

Messrs. Borough, Craig, Maxwell, Mitchell, Noel, Owen, Parker, Reilley, Stadden, Weatherford, Whiteside of Monroe, and Wight of the Senate; and

Messrs. Ball, Barnett, Bentley, Cloud, Courtright, Cullom, Davidson, Dement, Diarman, Dougherty, Dunbar, English, French, Galbreath, Green of Clay, Happy, Harris, Leary, McCown, McClernand, Madden, Marrs, Minor, Morton, Murphy, Rawalt, Reddick, Richardson, Scarborough, Shields, Smith of

Madison, Stuart, Turley, Voris, Walker of Cook, Walker of Morgan and Wood, of the House of Representatives—48.

Those voting for Alfred Lagow, are

Messrs. Allen of Green, Bond, Mills, Turney and Wight, of the Senate; and

Messrs. Barnet, Charles, Craig, Dawson, Dubois, Edmonston, Edwards, Elkin, English, Enloe, Green of St. Clair, Hardin, Huey, Hunt, Lagow, Lincoln, McCormick, McCown, Minor, Oneille, Smith of Wabash, Stone, Stuntz, Turney, Walker of Cook, Wilson and Witt, of the House of Representatives—32.

Those voting for John Tillson, Jr. are

Messrs. Allen of McLean, Browning, Butler, Craig, Edwards, Fletcher, Hacker, Hamlin, McLaughlin, Murray, Orear, Reilley, Ross, Servant, Thomas, Vance, Warren and Wood, of the Senate; and

Messrs. Aldrich, Atwater, Bentley, Dement, Dunbar, Galbreath, Green of Clay, Hardin, Hogan, Lane, Minshall, Moore of St. Clair, Murphy of Vermilion, Oneille, Pace, Voris, and Whitten, of the House of Representatives—34.

Those voting for William Kinney, are

Messrs. Gatewood, Lane, Maxwell and Turney, of the Senate, and

Messrs. Able, Carpenter, Courtright, Craig, Crain, Dollins, Douglass, Enloe, Green of Clay, Huey, Lagow, Logan, Marrs, Murphy of Perry, Paullen and Witt, of the House of Representatives—20.

Those voting for Ezra Baker, are

Messrs. Mills and Ross, of the Senate; and

Messrs. Dubois, Dunbar, Hunt and Smith of Wabash, of the House of Representatives—6.

Mr. Speaker of the Senate, and Mr. Webb of the House of Representatives, voted blank.

Charles Oakley, M. M. Rawlings, and Thomas Mather, having received a majority of all the votes given, were severally declared to be duly elected Fund Commissioners of the State of Illinois by the Speaker of the House of Representatives.

The two Houses then proceeded to the election of a commissioner of the board of public works for the first judicial circuit; when, on the vote being taken, it appeared that Murray McConnell received one hundred and fourteen votes, and having no opponent, was declared duly elected a commissioner of the board of public works for the first judicial circuit by the Speaker of the House of Representatives.

The two Houses then proceeded to the election of a commissioner of the board of public works for the second judicial circuit; when, on the vote being taken, it appeared that

William Kinney received seventy-four votes.

Sidney Breese received thirty-two votes.

Scattering thirteen.

Those voting for William Kinney, are

Messrs. Allen of Greene, Borough, Craig, Edwards, Hackelton, Hacker, Lane, McLaughlin, Mills, Murray, Noel, Orear, Owen, Parker, Parrish, Reilly, Weatherford, Whiteside of Monroe, and Whiteside of Pope, of the Senate, and

Messrs. Able, Atwater, Barnett, Bently, Carpenter, Charles, Cloud, Courtright, Craig, Davidson, Dement, Diarman, Dollins, Douglass, Edmonston, English, Enloe, French, Galbreath, Green of Clay, Green of St. Clair, Happy, Harris, Hinshaw, Hogan, Hunt, Lagow, Leary, Lyons, McClernand, Madden, Moore of McLean, Moore of St. Clair, Morton, Murphy, Naper, Odam, Pace, Reddick, Richardson, Scarborough, Shields, Smith of Madison, Smith of Wabash, Stone, Stuntz, Turney, Voris, Walker of Cook, Walker of Morgan, Wheeler, Whitten, Witt, and Wood, of the House—74.

Those voting for Sidney Breese, are

Messrs. Allen of McLean, Bond, Browning, Butler, Gatewood, Hamlin, Maxwell, Mitchell, Pruyne, Ross, Servant, Stadden, Vance, Warren, and Wood, of the Senate; and

Messrs. Ball, Crain, Dawson, Dougherty, Dunbar, Edwards, Elkin, Huey, Lane, Lincoln, Logan, McCormick, Stuart, Turley, Watkins, Wilson of the House of Representatives—32.

Mr. Kinney having received a majority of all the votes given, was declared duly elected a Commissioner of the Board of Public Works, for the 2nd Judicial Circuit, by the Speaker of the House of Representatives.

The two Houses then proceeded to the election of a Commissioner of the Board of Public Works for the third Judicial circuit,

When,

On the vote being taken, it appeared that John S. Hacker received fifty votes.

Tarlton Dunn received twenty seven votes.

Wm. W. Pace received sixteen votes.

John Ewing received thirteen votes.

Scattering ten votes.

Those voting for John S. Hacker, are

Messrs. Fletcher, Gatewood, Hackelton, Hamlin, Maxwell, Mills, Murray, Noel, Owen, Parker, Pruyne, Reilly, Servant,

Turney, Vance, Warren, Weatherford, Wight, and Wood, of the Senate, and

Messrs. Able, Aldrich, Barnett, Charles, Cloud, Craig, Crain, Dawson, Dement, Dougherty, Douglass, Dubois, Edmonston, Edwards, Elkin, Enloe, Green of Clay, Green of St. Clair, Lincoln, McClernand, Murphy of Perry, Murphy of Vermilion, Naper, Richardson, Scarborough, Smith of Wabash, Stone, Stuntz, Voris, Walker of Morgan, and Wilson, of the House of Representatives—50.

Those voting for Tarlton Dunn, are

Messrs. Browning, Butler, Edwards, Mitchell, Orear, Ross, Whiteside of Pope, of the Senate; and

Messrs. Ball, Bently, Cullom, Diarman, Dunbar, Hardin, Hinshaw, Hogan, Lane, Lyons, Marrs, Moore of St. Clair, Oneille, Rawalt, Stuart, Turley, Turney, Watkins, Wheeler and Wood, of the House of the House of Representatives—27.

Those voting for Wm. W. Pace, are

Messrs. Bond, Lane and Stadden, of the Senate, and

Messrs. Carpenter, Davidson, English, French, Harris, Huey, Hunt, Lagow, Madden, Pace, Smith of Madison, Walker of Cook, and Whitten of the House of Representatives—16.

Those voting for John Ewing, are

Messrs. Allen of Greene, Allen of McLean, Borough, Craig, and Parrish, of the Senate, and

Messrs. Courtright, Dollins, Happy, Leary, Minor, Morton, Odam and Witt, of the House of Representatives—13.

No person having received a majority of all the votes given, the two Houses were proceeding to take the vote a second time,

When,

On motion of Mr. Gatewood of the Senate,

The further election of Commissioners was postponed until to-morrow at 7 o'clock, P. M.

Mr. Weatherford of the Senate, moved to postpone the election of Judge of Probate for Wayne county, until to-morrow at 7 o'clock, P. M.

Which was agreed to.

The Senate then, preceded by their Speaker, withdrew from the Hall of the House of Representatives,

And on motion,

The House adjourned.

THURSDAY, March 2, 1837.

House met pursuant to adjournment.

Mr. Madden, from the committee on Enrolled Bills, reported as correctly enrolled, bills of the following titles, viz:

"An act to authorize Benjamin Kellogg to erect a toll bridge over the Mackinaw river, in Tazewell county;"

"An act to incorporate the Manchester and Bridgeport Rail Road Company,"

"An act to incorporate the Fairfield Library company;"

"An act for the relief of John Pearson, administrator of the estate of Francis Prince, deceased,"

"An act to incorporate the Grafton and Carrollton Turnpike Company,"

"An act to re-locate part of certain State roads therein mentioned;"

"An act to change the public square in the town of Mount-Sterling;"

"An act for the benefit of the infant heirs of Wm. B. Collins, deceased,"

"An act to locate a State road from Ellisville in Fulton county, to Macomb in McDonough county, and to declare a certain road therein named a State road;"

"An act providing for the payment of an appropriation to Franklin and Jackson counties," approved February 15th, 1827.

"An act declaring the Skillet Fork, a navigable strean, and for other purposes;"

"An act concerning Wayne county,"

"An act to encourage volunteer companies;"

"An act to incorporate the Mount Carmel Marine and Fire Insurance Company;"

"An act to incorporate a State road from Newton in Jasper county, to Decatur, in Macon county;"

"An act to incorporate the Fayette county Manual Labour Seminary;"

"An act to locate a certain State road therein named;"

"An act for the purposes therein named,"

"An act to incorporate the Hennepin Bridge Company;"

"An act for a State road from Jacksonville to Syracuse and Bloomington,"

"An act to incorporate the Waynesville Seminary;"

"An act to locate a State road therein named, and for other purposes,"

"An act to amend an act, to incorporate the town of Alton;"

"An act to locate a State road from Danville to Decatur;"

"An act to locate a State road from Darwin to New Richmond, in Clark county,"

"An act to amend an act, entitled an act for the construction of the Illinois and Michigan Canal,"

"An act authorizing a subscription to the capital stock of the State Bank of Illinois."

Mr. Madden reported

That the committee had this day laid the above named bills before the Council of Revision.

Mr. Smith of Wabash, from the committee on Internal Improvements, to which was referred the bill from the Senate, entitled

"An act supplemental to the act to establish and maintain a general system of Internal Improvements," reported the same back to the House without amendments;

Ordered To a 3d reading.

On motion of Mr. Webb,

The rule of the House was dispensed with, and the bill was now read the 3d time by its title.

Mr. Carpenter moved to amend the bill by striking out "par value" and inserting in lieu thereof, the words "not less than five per cent. premium;"

The question was then taken on the proposed amendment,

And decided in the negative by yeas and nays, upon the call of Messrs. Carpenter and Witt, as follow, to wit:

In the affirmative:

Messrs. Bentley, Carpenter, Courtright, Davidson, Diarman, Dollins, English, Harris, Lane, Lincoln, McMurtry, Minshall, Odam, Pace, Paullen, Richardson, Stewart, Walker of Morgan, Webb, Wheeler, and Whitt—21.

In the negative,

Messrs. Aldrich, Ball, Barnett, Charles, Cloud, Craig, Crain, Cullom, Dawson, Dement, Douglass, Dubois, Dunbar, Edmonston, Edwards, Elkin, French, Galbreath, Green of Clay, Green of St. Clair, Happy, Hinshaw, Hogan, Hunt, Leary, Lyons, McClernand, Madden, Marrs, Minor, Morton, Murphy of Perry, Murphy of Vermilion, Naper, Oneille, Reddick, Scarborough, Shields, Smith of Madison, Smith of Wabash, Stuntz, Turley, Turney, Voris, Walker of Cook, and Watkins—46.

The question was then taken on the passage of the bill,

And decided in the affirmative, by yeas and nays, upon the call of Messrs. Witt and Leary, as follows, to wit:

In the affirmative,

Messrs. Aldrich, Ball, Barnett, Bently, Charles, Cloud, Craig, Crain, Cullom, Dawson, Dement, Douglass, Dubois, Dunbar, Edmonston, Edward, Elkin, Enloe, Galbreath, Green of Clay, Green of St. Clair, Happy, Hardin, Hinshaw, Hogan, Hunt, Lagow, Leary, Lincoln, Lyons, McClernand, Madden, Marrs, Minor, Moore of McLean, Moore of St. Clair, Morton, Murphy of Vermilion, Naper, Oneille, Rawalt, Reddick, Scarborough, Shields, Smith of Madison. Smith of Wabash, Stuart, Stuntz, Turley, Turney, Voris, Walker of Cook, Walker of Morgan, Watkins, and Wilson—55.

In the negative,

Messrs. Carpenter,, Courtright, Davidson, Diarman, Dollins, English, Harris, Lane, McMurtry, Minshall, Odam, Pace, Paullen, Richardson, Webb, Wheeler, and Witt—17.

Ordered, That the title of the bill be as aforesaid—

That the Clerk inform the Senate thereof.

A message from the Council of Revision, by Mr. Owings, their Secretary:

Mr. Speaker:—

Bills of the following titles, to wit:

"An act for a State road from Marshall to Charleston,"

"An act to relocate the seat of justice of Clark county,"

"An act to vacate a part of the plat of McRoberts and Walker's addition to the town of Danville,"

"An act to incorporate the Belvidere college,"

"An act to incorporate the Jerseyville Hotel Company,"

"An act to incorporate the Vulcan Foundry, in Alexander county,"

"An act providing for the location of a State road from Danville to New Castle,"

"An act for the relief of John Logsdon, Butler Logsdon, Nancy Brown and Susan Williams,"

"An act to incorporate the Liberty and Pinckneyville Rail Road Company,"

"An act to incorporate the Edwardsville and Chippewa rail road company,"

"An act for the formation of the county of Coffee,"

"An act to revive and continue in force an act therein named,"

"An act to incorporate the Chicago and Fox river turnpike road company,"

"An act to incorporate the President and Trustees of the Jerseyville academy,"

"An act to locate a State road from Liberty to Pinckneyville,"

"An act to locate a State road from the Indiana line, northwest, in a direction to Mineral point,"

"An act declaring certain streams therein named navigable,"

"An act to incorporate the Danville and Covington rail road company,"

"An act to locate a State road from Carlinville, in Macoupin county, to Greenville, in Bond county,"

"An act to incorporate the Ottowa Manufacturing Company,"

"An act to incorporate the Quincy, Griggsville, Jacksonville and Springfield turnpike company,"

"An act in relation to Champaigne county," and

"An act to locate a State road from Meredocia to Warsaw"

Have been approved of by the Council of Revision.

And then he withdrew.

Message from the Senate, by Mr. Flood, Engrossing and Enrolling Clerk:

Mr. Speaker:—

The Senate have passed a bill, entitled

"An act to incorporate the Illinois Manufacturing Company," in the passage of which bill they ask the concurrence of the House of Representives.

They have concurred with the House of Representatives in in their amendments to the bills from the Senate, of the following titles, to wit:

"An act requiring Samuel Mundy to pay over certain moneys to the fund commissioners,"

"An act to incorporate the Tamarawa and Mississippi Rail Road Company,"

'An act to locate a state road from Windsor to Bloomington,'

"An act declaring the road from Covington, in Washington county, a State road by Nashville, to Pinckneyville, in Perry county," and

"An act to provide for paying contractors upon the Illinois and Michigan canal."

They also concur with the House of Representatives in their amendments to the titles of the two last mentioned bills, and also in their amendment to the title from the Senate, entitled

"An act to incorporate the town of Greenfield, in Green county."

They have concurred with the House of Representatives in the passage of bills of the following titles, to wit:

"An act to incorporate the Beardstown Insurance Company."

"An act to locate a State road from Mr. Anderson's bridge in Madison county, to B. Johnson's, in Bond county;" and

"An act to incorporate the New Canton and Piketon Rail Road Company."

They have also concurred with the House of Representatives in the passage of bills of the following titles, to wit:

"An act authorising Robert Toler, William Farmer and Hugh McDaniel to build a toll bridge across the Little Wabash river."

"An act authorising John W. Sullivan and George Green to build a toll bridge across the Little Wabash river," and

"An act distributing the School Funds of this State among the counties, according to the number of children in each county, under twenty years of age,"

As respectively amended by them; in which amendments they ask the concurrence of the House of Representatives.

They have concurred with the House of Representatives in their amenpments to the amendments of the Senate to the bill from the House of Representatives, entitled

"An act to locate a State road from Pekin to Paris."

They adhere to their amendments to their amendments to the bill from the House of Representatives, entitled

"An act to locate a State road from Decatur to Waynesville;"

They have refused to read a second time, bills from the House of Representatives of the following titles, to wit:

"An act amending an act, entitled an act supplemental to the act, entitled an act concerning justices of the peace and constables, passed February 3, 1827,"

"An act to incorporate the Illinois and Rock River Canal Company," and

"An act to incorporate the Springfield and Paris Rail road company."

They have indefinitely postponed the bill from the House of Representatives, entitled

"An act for the printing, binding, and distributing the Laws and Journals of this State."

And then he withdrew.

Mr. Turney from the committee on Internal Improvements, to which was referred the bill, entitled

"An act to improve the navigation of the rivers therein named,"

Reported the same back to the House with sundry amendments,

Which were read and concurred in.

Ordered to be engrossed for a third reading.

Mr. Webb, from the Committee on Finance, to which was referred the bill from the Senate, entitled

"An act providing for the manner of collecting taxes,"

Reported the same back to the House, with an amendment.

Which was read and concurred in.

Ordered to a third reading.

On motion of Mr. Webb,

The rule of the House was dispensed wi h, and the bill was now read a third time by its title and passed.

On motion of Mr. Webb,

The title of the bill was amended, so as to read

"An act specifying the time when certain lands shall be listed for taxation,"

Ordered, That the title of the bill be as amended, that the Clerk inform the Senate thereof, and ask their concurrence in the amendments of the House to the bill and the title thereof.

Mr. Smith of Wabash, from the committee on Internal Improvements, to which was referred the bill from the Senate entitled

"An act supplemental to an act to establish and maintain a general system of Internal Improvements,"

Reported the same back to the House with sundry amendments,

Which were read and concurred in.

The question was then taken on the amendments as amended,

And decided in the affirmative.

Ordered to a third reading.

On motion of Mr. Hogan,

The rule of the House was dispensed with, and said bill was now read the third time by its title and passed,

On motion of Mr. Smith of Wabash,

The title of the bill was amended, by adding the words "further supplemental."

Ordered, that the title of the bill be as amended, that the Clerk carry the same to the Senate and ask their concurrence in the amendment to the bill and title.

Mr. Webb, from the Committee on Corporations, to which was referred the bill, entitled

"An act to incorporate the Wabash Rail-road Company,"

Reported the same back to the House with sundry amendment,

Which were read and concurred in.

Ordered to a third reading.

On motion of Mr. Leary,

The rule of the House was dispensed with, and the bill was now read the third time by its title,

On motion of Mr. Webb,

The title of the bill was amended so as to read

"Chicago and Michigan Rail-road Company,"

The bill then passed.

Ordered, That the Clerk inform the Senate thereof.

Mr. Webb, from the committee on Corporations, to which was referred the bill from the Senate, entitled

"An act to incorporate the stockholders of the Cairo city and Canal company,"

Reported the same back to the House with an amendment.

Which was read and concurred in.

Ordered to a third reading.

On motion of Mr. Webb,

The rule of the House was dispensed with, and said bill was now read a third time by its title and passed.

Ordered, that the title of the bill be as aforesaid, that the Clerk carry said bill to the Senate and ask their concurrence in the amendment of the House to said bill.

Mr. Lane from the committee on corporations, to which was referred the bill from the Senate, entitled

"An act to incorporate the Edinburgh Manufacturing Company,"

Reported the same back to the House without amendment,

The bill then passed.

Ordered, That the title of the bill be as aforesaid, that the Clerk inform the Senate thereof.

Mr. Watkins, from the select committee, to which was referred the bill from the Senate, entitled

"An act relating to the improvement of the Navigation of the Saline river, and for the purpose of preserving the same,"

Reported the same back to the House without amendment.

Ordered to a third reading.

On motion of Mr. McClernand,

The rule of the House was dispensed with, and the bill was now read a third time by its title.

Mr. Hunt moved to refer the bill to a select committee,

Which was not agreed to.

On motion of Mr. Carpenter,

The bill was amended by adding the following, to wit:

Provided, That nothing herein contained shall be so construed as to operate in any way on any appropriation heretofore made out of the proceeds of the sales of the Saline lands to any other appropriation, to the improvement of the Saline river in Gallatin county.

The bill then passed.

Ordered, that the title of the bill be as aforesaid, that the Clerk inform the Senate thereof and ask their concurrence in the amendment of the House to said bill.

Mr. Dollins, from the select committee, to which was referred the bill entitled

"An act for a State road leading from Frankfort to Jonesborough,"

Reported the same back to the House without amendment;

The bill then passed.

Ordered, That the title of the bill be as aforesaid, that the Clerk inform the Senate thereof.

Mr. Stuart, from the select committee, to which was referred the amendments of the Senate to the bill from the House of Representatives, entitled

"An act to locate a State road from Pekin by Havana to Jacksonville, and from Havanna to Athens,"

Reported the same back to the *House* without amendment.

The amendments of the Senate to said bill were then concurred in.

Ordered, That the title of the bill be as aforesaid, that the Clerk inform the Senate thereof.

Mr. Smith of Madison, from the select committee to which was referred the bill, entitled

"An act to amend an act, entitled an act concerning Judgments and Executions,"

Reported the same back with an amendment,

Which was read.

On motion of Mr. Elkin,

The amendment was amended by adding the following, to wit:

This act to take effect and be in force from and after the first day of May next.

Mr. Stuart called for a division of the question so as to take the question on each section separately.

On motion of Mr. McMurtry,

The amendment was amended, by striking out the 1st section.

The question was then taken on the amendment as amended,

And decided in the affirmative.

Ordered to be engrossed for a third reading.

Mr. Shields, from the select committee, to which was referred the bill from the Senate, entitled

"An act supplemental to the act, incorporating the Kaskaskia Bridge Company,"

Reported the same back to the House with an amendment,

Which was read and concurred in.

Ordered to a third reading.

On motion of Mr. Shields,

The rule of the House was dispensed with, and said bill was now read the third time by its title, and passed.

Ordered, that the title of the bill be as aforesaid, that the Clerk inform the Senate thereof and ask their concurrence in the amendment of the House to said bills.

Mr. Leary offered for adoption the following resolution, to wit:

Resolved, That both branches of the General Assembly will meet in the Hall of the House of Representatives, on this evening at half past seven o'clock, to elect three Canal Commissioners, two agents on the line of the Canal, and a District Attorney, for the 7th Judicial circuit.

Which was read and concurred in.

Message from the council of Revision by Mr. Owings, their Secretary.

Mr. Speaker:—The Council of Revision have approved bills of the following titles, viz:

"An act to amend an act, entitled an act for the construction of the Illinois and Michigan Canal," approved January 9, 1836," and

"An act for the payment of an appropriation made to Franklin and Jackson counties," approved February 15, 1837.

Mr. Dawson, from the select committee to which was referred the bill, entitled

"An act to amend an act, entitled an act concerning estray animals," approved February 9, 1835,

Reported the same back to the House with an amendment,

Which was read and concurred in.

Ordered to be engrossed for a third reading.

Mr. Harris, from the select committee to which was referred the bill from the Senate, entitled

"An act to incorporate the town of Carlinville,"

Reported the same back to the House with sundry amendments,

Which were read and concurred in.

Ordered to a third reading.

Mr. Dement, from the select committee, to which was referred the bill from the Senate, entitled

"An act to alter a certain State road in Fayette county,"

Reported the same back to the House with an amendment;

Which was read and concurred in.

Ordered to a third reading.

On motion of Mr. Dement,

The rule of the House was dispensed with, and the bill was now read the third time by its title and passed.

On motion of Mr. Dement, the title of the bill was amended, so as to read

"An act to locate a State road from Hardy Fosters, in Marion county, to Shelbyville, in Shelby county."

Mr. Webb, from the Committee on Corporations, to which was referred the bill from the Senate, entitled

"An act to incorporate the Webster, Ottawa and Kiskwaka Rail road Company,"

Reported the same back to the House with sundry amendments,

Was read and concurred in.

Ordered to a third reading.

On motion of Mr. Webb,

The rule of the House was dispensed with, and the bill was now read the third time by its title, and passed.

Ordered, That the title of the bill be as aforesaid, that the Clerk inform the Senate thereof, and ask their concurrence to the amendments of the House to the same.

Mr. Courtright, from the select committee, to which was referred the bill from the Senate, entitled

"An act appropriating the residue of the Vermilion Saline lands to the county of Vermilion, for the purpose of building a bridge across the Big Vermilion river,"

With instructions to enquire how many acres of said land remained unsold,

Reported the same back to the House with sundry amendments,

Which were read and concurred in.

The committee also reported as the result of their enquiries the following, to wit:

The whole reservation, amounting to twenty four thousand eight hundred and sixty nine acres, of which there remains unsold, eight hundred and eighty acres, as per Register's receipt of Vermilion Saline reserve, bearing date January 27, A. D. 1837.

(Signed) A. WILLIAMS,
Register.

Mr. Dunbar moved to strike out so much of the first section as relates to money in Receiver's hands.

Mr. McMurtry moved to lay all on the table, until the 4th day of July next,

When,

On motion,

The House adjourned until 2 o'clock, P. M.

2 o'clock, P. M.

House met pursuant to adjournment.

Mr. Madden, from the committee on Enrolled Bills, reported as correctly enrolled bills of the following titles, viz:

"An act to locate a State road from Enterprise, in La Salle county, to Knoxville in Knox county;"

"An act for the benefit of a person therein named."

"An act to incorporate the Peoria Manufacturing and Exporting Company."

"An act to incorporate the Rush Medical College."

"An act concerning the town of Monmouth in Warren county."

"An act concerning the public revenue of the county of Warren."

"An to locate a State road from Princeton to Paw-Paw Grove."

"An act to legalize the sale of school land in Pike county."

"An act to amend the act incorporating the Springfield and Alton Turnpike Road Company."

"An act to incorporate the Lewiston and Liverpool Railroad Company."

"An act to provide for the election of Probate Justices of the Peace."

"An act to organize Henry county."

"An act to incorporate the Dixon Hotel Company."

"An act to incorporate the Unity manufacturing company."

"An act to incorporate the Lawrenceville manufacturing company."

"An act to incorporate the Rushville Insurance company."

"An act to incorporate the Peoria Hotel Company."

"An act for the relief of Samuel J. Beckley, administrator of the estate of Isam Cook, deceased."

"An act to incorporate the Chippewa Dry Dock Company."

"An act for the formation of Michigan county."

"An act laying out certain State roads."

"An act to incorporate the Calhoun Coal and Mining Company." And

"A joint resolution in relation to the improvement of the Wabash river, and to accept of the terms of the compact between this State and the State of Indiana offered by the said State of Indiana."

Mr. Maddden afterwards reported that he had this day laid the above named bills before the Council of Revision.

The message from the Senate on the disagreeing votes of the two Houses upon the bill from the House of Representatives, entitled

"An act to incorporate the Quincy Academy,"

Was read and concurred in.

Message from the Senate, by Mr. Thomas their Secretary.

MR. SPEAKER:

The Senate have concurred with the House of Representatives in the passage of bills of the following titles, viz:

"An act concerning the 16th section in town. 3, south range 14, west of the second principal meridian:"

"An act to authorize the sureties of the late Commissioner of the Gallatin Saline Lands to pay over certain monies realized to the counties entitled to receive the same:"

"An act to change part of the State road from Pallestine to Shelbyville:"

"An act to change the names of certain towns:" and

"An act for a state road from Stephenson to the state line, and for other purposes."

They amend the title of the last mentioned bill by striking out the words "and for other purposes,"

And ask the concurrence of the House of Representatives in said amendment.

They have also concurred with the House of Representatives in the passage of bills of the following titles, viz:

"An act to incorporate the Jonesborough and Mississippi Rail-road Company."

"An act supplemental to an act entitled an act to erect certain bridges, approved Jan. 22, 1831:" and

"An act to repeal an act entitled act to re-locate so much of the Vincennes and Chicago road as lies north of the south line of the county to Darwin, in said county of Clark, passed the 14th Jan. 1836, and for other purposes:"

As severally amended by them.

They amend the title of the last mentioned bill by striking out the words "and for other purposes,"

And ask the concurrence of the House of Representatives in the said amendments.

They have passed bills of the following titles, viz:

"An act to amend an act entitled an act to incorporate the Galena and Chicago Rail-road Company, approved 16th Jan. 1836:"

"An act to incorporate the Shelby steam mill company:"

"An act to amend the act incorporating the Beardstown and Sangamon Canal Company:"

"An act to amend an act entitled an act to amend an act entitled an act to provide for the application of the interest of the fund arising from the sale of the school lands belonging to the several townships in this State, approved 1st March 1833, approved February 7th, 1835:"

In the passage of which several bills they ask the concurrence of the House of Representatives.

They have receded from their vote of non-concurrence in the amendments of the House of Representatives to the bill entitled

"An act for the relief of William Armstrong, and William Henson,"

And have concurred in said amendments.

They have concurred with the House of Repreresentatives in their amendments to the bills entitled

"An act to re-locate a certain road therein named:" and

"An act for the relief of Reni Paul:"

And, also, in their amendments to the title of the last mentioned bill.

They have also concurred with the House of Representatives in the adoption of the joint resolution, in relation to the improvement of the Wabash river, and to accept of the terms of a compact between this State and the State of Indiana, offered by the said State of Indiana.

And then he withdrew.

The bill from the Senate, entitled

"An act to incorporate the Illinois manufacturing company,"

Was twice read, and

On motion of Mr. Ball,

Referred to a select committeee of five.

Ordered, That Messrs. Ball, Voris, Lane, Stone, and Smith of Madison be that committee.

The amendments of the Senate to the bill from the House of Representatives, entitled

"An act to authorize Robert Taylor and others to build a toll bridge across the Little Wabash river,"

Was read and concurred in.

They amend the title so as to read "Robert Toller."

Ordered, That the Clerk inform the Senate thereof.

The amendments of the Senate to the bill from he House of Representatives, entitled

"An act authorizing John W. Sullivan and George Green to build a toll bridge across the Little Wabash river,"

Were read and concurred in.

Ordered, That the Clerk inform the Senate thereof.

On motion of Mr. Reddick,

A committee of conference was appointed on the disagree-

ing vote of the two Houses upon the amendment of the Senate to the bill from the House of Representatives, entitled "An act to locate a State road from Decatur to Waynesville."

Ordered, That Messrs. Reddick, Moore of McLean and Voris be the committee on the part of the House, and that the Clerk inform the Senate thereof.

Message from the Council of Revision by Mr. Owings, their Secretary.

Mr. SPEAKER:

Bills entitled as follows have been approved of by the Council of Revision, to wit:

"An act to authorize Benjamin Kellogg to erect a toll bridge over the Mackinaw river in Tazewell county."

"An act to relocate part of certain roads therein mentioned."

"An act concerning Wayne county,"

"An act declaring the Skillet Fork a navigable stream, and for other purposes."

"An act to locate a State road from Ellisville in Fulton county to McComb in McDonough county; and to declare a certain road therein named a State road."

"An act to incorporate the Grafton and Carrollton turnpike Company."

"An act locate a State road from Danville to Decatur."

"An act to locate a State road from Darwin to New-Richmond, in Clark county."

"An act to locate a State road from Newton, in Jasper county, to Decatur, in Macon county."

"An act to incorporate the Fairfield Library Company."

"An act to locate a State road therein named, and for other purposes."

"An act to locate certain State road therein named."

"An act to incorporate the Manchester and Bridgeport Railroad company."

"An act to incorporate the Fayette county Manual Labor Seminay."

"An act to change the public square in the town of Mount Sterling."

"An act for the purposes therein named."

"An act to incorporate the Mount Carmel Marine and Fire Insurance Company."

"An act for the relief of John Pearson, administrator of the estate of Francis Prince, deceased."

"An act to incorporate the Wanesville Seminary."

"An act to amend an act to incorporate the town of Alton."

"An act for a State road from Jacksonville to Syracuse and Bloomington."

"An act authorizing a subscription to the capital stock of the State Bank of Illinois."

"An act to incorporate the Hennepin Bridge Company." And

"An act to encourage volunteer companies."

And then he withdrew.

The amendment of the Senate to the bill from the House of Representatives entitled

"An act for distributing the school fund of this state among the counties according to the number of children in each county under twenty years of age."

Mr. English moved to refer the bill and amendment to a select committee of seven,

Which was not agreed to.

Mr. English then moved to lay them on the table,

Which was not concurred in.

The question was then taken upon concurring in the amendment of the Senate,

And decided in the affirmative, by yeas and nays upon the call of Messrs. Edwards and Ball as follow, to wit:

In the affirmative,

Messrs. Able, Aldrich, Ball, Barnet, Craig, Cullum, Dawson, Dougherty, Douglass, Dubois, Dunbar, Edwards, Elkin, English, Enloe, French, Galbreath, Green of Clay, Happy, Hardin, Hogan, Hunt, Lagow, Lane, Leary, Lincoln, Logan, Lyons, McCormick, McClernand, Minshall, Moore of St. Clair, Morton, Murphy of Vermilion, Naper, Oneille, Pace, Paullen, Rawalt, Reddick, Scarborough, Smith of Wabash, Stone, Stuart, Stuntz, Turley, Turney, Webb, Wheeler, Wilson and Witt—51.

In the negative,

Messrs. Cloud, Courtright, Crain, Davidson, Dement, Diarman, Edmondston, Hankins, Harris, Hinshaw, McMurtry, Madden, Marrs, Minor, Moore of McLean, Odam, Richardson, Smith of Madison, Walker of Cook, Whitten, and Wood—21.

The title of the bill was amended so as to read

"An act to amend the several acts in relation to common schools."

Ordered, That the Clerk inform the Senate thereof.

Message from the Senate, by Mr. Thomas a Senator,

Mr. Speaker:

The Senate have concurred with the Honse of Representatives in the passage of the bill for

"An act toincrease the capital stock of certain banks, and to provide means to pay the interest on a loan authorised by an act entitled

"An act to establish and maintain a general system of Internal Improvements,"

As amended by them, in which amendments they ask the concrrence fo the House of Representatives.

And then he withdrew.

The amendments from the Senate to the bills from the House of Representatives entitled

"An act to incorporate the Rock river navigation comyany."

"An act to repeal an act entitled an act to re-locate so much of the Vincennes and Chicago Road as lies north of the south line of the county, to Darwin, in said county of Clark, passed the 14th January, 1836, and for other purposes."

"An act to incorporate the Jonesboro and Mississippi Rail-road Company."

Were severally read and concurred in,

Ordered, That the Clerk inform the Senate thereof.

Message from the Senate by Mr. Thomas their secretary.

Mr. Speaker:

The Senate have passed a bill entitled

"An act for the relief of the sheriff of McDonough county,"

And ask the concurrence of the House of Representatives in the passage of said bill

They have concurred with the House of Representatives in their amendments to the bill entitled

"An act to amend an act to incorporate the Alton and Wabash rail-road Company."

They have receded from their amendment to the bill from the House of Representatives entitled

"An act to locate a state road from Wesley city in Tazewell county, to Bloomington in McLean county."

And then he withdrew.

The amendment of the Senate to the bill from the house of Representatives entitled

"An act supplemental to an act entitled an act to erect certain bridges," approved January 2d 1831,

Which was read and concurred in.

Ordered, that the Clerk inform the Senate thereof.

The bill from the Senate entitled

"An act to amend an act entitled an act to incorporate the Galena and Chicago Union rail-road company," approved 1 th Jan., 1836.

Was read the third time and passed.

Ordered, that the title of the bill be as aforsaid, that the Clerk carry said bill to the Senate and ask their concurrence therein.

Message from the Senate, by Mr. Thomas their Secretary. Mr. SPEAKER:

The Senate have refused to read a third time the bill from the House Representatives eetitled

"An act to incorporate the St. Clair rail-rood Company."

And then he withdrew.

The bill from the Senate, entitled

"An act to incorporate the Shelby steam mill company,"

Was read the third time and passed.

Ordered, That the titles of the bills be as aforesaid, and that the Clerk inform the Senate thereof.

Mr. Madden from the committee on enrolled blls, reported as correctly enrolled a bill of the fellowing title, viz:

"An act to incorporate the city of Chicago."

Mr. Madden afterwards reported that he had this day laid before the Council of Revision the above named bill.

The bill from the Senate, entitled

"An act to amend the act to incorporate the Beardstown and Sangamon Canal Company,"

Which was read twice, and

Ordered to a third reading.

The bill from the Senate, entitled

"An act to amend an act, entitled an act to amend an act to provide for the application of the interest of the fnnd arising from the sale of the saline lands belonging to the several townships in this State, approved March 1, 1833, approved Februarp 7th, 1835,"

Was read the third time, and passed.

Ordered that the title of the bill be as aforesaid, that the Clerk inform the Senate thereof, and ask their concurrence therein.

Message from the Senate by Mr. Thomas, Senator.

Mr. SPEAKER:

The Senate have concurred with the House of Repre-

sentatives in the adoption of the resolution appointing this evening, at half past seven o'clock, P. M., for the election of canal commissioners, &c., as amended by them.

They amend by inserting, after the word "commissioners," the words, "one president, one treasurer, and one acting commissioner."

And also, by striking out the words "this evening, at half past seven o'clock, P. M.," and inserting the "the third day of March, at two o'clock, P. M.,"

And ask the concurrence of the House of Representatives therein.

And then he withdrew.

The amendments of the Senate to the bill from the House of Representatives, entitled

"An act for the relief of persons in cases of ejectment,"

Were read.

Mr. McClernand called for a division of the question, so as to take the question separately on each amendment.

The question was taken on the first amendment to the first section,

And agreed to.

The question was then taken on the second amendment to the first section,

And agreed to.

The question was then taken on the amendment to the third section,

And agreed to.

The question was then taken on the first amendmeht to the eighth section,

And agreed to.

The question was then taken on the second amendment to the eighth section,

Add agreed to.

The question was then taken on the first amendment to the ninth section,

And decided in the negative.

The question was then taken on all but the fourteenth section,

And decided in the negative.

The question was then taken on the fourteenth section,

And decided in the affirmative.

Ordered, that the Clerk inform the Senate thereof.

The bill from the Senate, entitled

'An act for the relief of the Sheriff of McDonough county.'
Was twice read.

Mr. Webb moved to refer said bill to the committee on Finance,

Which was not agreed to.

On motion of Mr. Edmonston,

The rule of the House was dispensed with, and the bill was now read the third time by its title and passed.

Ordered, That the title of the bills be as aforesaid, and that the Clerk inform the Senate thereof.

The amendments of the Senate to the resolution from the House of Representatives, fixing this evening, at half past seven o'clock, as the time to go into election for canal commissioners,

Were read and concurred in.

Ordered, that the Clerk inform the Senate thereof.

The bills, entitled

'An act to incorporate the Lacon Manufacturing Company,' and

"An act to direct the application of the unexpended balance herein named,"

Were severally read the third time, and passed.

On motion of Mr. McClernand,

The title of the last mentioned bill was amended, so as to read

"An act to incorporate the Fort Massac Rail-road Company."

Ordered, That the titles of the bills be as aforesaid, that the Clerk inform the Senate thereof, and that their concurrence therein.

On motion,

The House adjourned until 7 o'clock, P. M.

7 o'clock, P. M.

House met pursuant to adjournment.

Pursuant to a resolution, the two Houses again met in the hall of the House of Representatives, to complete the election of a board of public works.

They then proceeded to the election of a commissioner for the third judicial circuit, and, on the vote being taken, it appeared that

Elijah Willard received eighty-one votes.

Tarlton Dunn received twenty votes.

William W. Pace received two votes.

John Ewing received one vote.

Those voting for Elijah Willard are

Messrs. Allen of Green, Butler, Craig, Edwards, Hackelton, Hacker, Hamlin, Maxwell, Mills, Murray, Noel, Owen, Parker, Parrish, Pruyne, Reilley, Ross, Servant, Stadden, Thomas, Turney, Vance, Weatherford, Whiteside of Monroe, Wight and Wood of the Senate; and

Messrs. Able, Aldrich, Atwater, Barnet, Bentley, Cloud, Courtright, Craig, Crain, Cullom, Dawson, Dougherty, Douglass, Edmondston, Edwards, Elkin, French, Galbreath, Green, of St. Clair, Happy, Harris, Hinshaw, Hunt, Lagow, Leary, Lincoln, Logan, McCormick, Madden, Marrs, Minor, Moore, of McLean, Moore of St. Clair, Morton, Murphy, of Perry, Naper, Pace, Rawalt, Reddick, Richardson, Scarborough, Shields, Smith of Madison, Smith of Wabash, Stone, Stuart, Stuntz, Turney, Voris, Walker of Cook, Walker of Morgan, Wheeler, Whitten, Wilson and Witt, of the House of Representatives—81.

Those voting for Tarlton Dunn, are

Messrs. Bond, Fletcher, Gatewood, Lane, McLaughlin, Warren and Whiteside of Pope, of the Senate; and

Messrs. Ball, Charles, Diarman, Dubois, English, Enloe, Hankins, Hardin, McClernand, Odam, Oneille, Watkins, and Wood, of the House of Representatives—20.

Messrs. Carpenter and Green of Clay, voted for William W. Pace.

Mr. Dollins voted for John Ewing.

Mr. Speaker of the Senate, and Messrs. McMurtry and Paullen of the House of Representatives, voted blank.

Mr. Willard having received a majority of all the votes given, was declared duly elected by the Speaker of the House of Representatives, Commissioner for the 3d Judicial circuit.

The two Houses then proceeded to the election of a commissioner for the 4th Judicial circuit, and

On the vote being taken,

It appeared that

Milton K. Alexander received 59 vote,

Rigdon B. Slocumb received 47 votes.

Those voting for Mr. Alexander, are

Messrs. Allen of Greene, Bond, Browning, Craig, Hamlin, McLaughlin, Murray, Noel, Parker, Pruyne, Reiley, Stadden, Warren, Weatherford, Whiteside of Monroe, and Wood, of the Senate; and

Messrs. Able, Aldrich, Ball, Barnett, Bently, Cloud, Courtright, Crain, Davidson, Diarman, Dougherty, Douglass, Dunbar, Edmondston, English, French, Galbreath, Green of Clay, Green of St. Clair, Hankins, Happy, Harris, Leary, Lyons, McCormick, Marrs, Minor, Moore of McLean, Morton, Murphy of Vermilion, Odam, Pace, Rawalt, Reddick, Scarborough, Shields, Smith of Madison, Stone, Stuart, Voris, Walker of Morgan, Wheeler, and Whitten of the House of Representatives—59

Those voting for Mr. Slocumb, are

Messrs. Butler, Edwards, Fletcher, Hackelton, Hacker, Lane, Maxwell, Mills, Orear, Owen, Parrish, Ross, Servant, Thomas, Turney, Vance, and Wight of the Senate; and

Messrs. Atwater, Carpenter, Charles, Craig, Cullom, Dawson, Dement, Dollins, Edwards, Elkin, Enloe, Hardin, Hinshaw, Hunt, Lagow, Lincoln, Logan, McClernand, Madden, Moore of St. Clair, Murphy of Perry, Naper, Oneille, Richardson, Smith of Wabash, Stuntz, Turney, Walker of Cook, Watkins, and Wilson, of the House of Representatives—47.

Mr. Speaker and Mr. Gatewood of the Senate, and Messrs. McMurtry, Paullen and Webb, of the House of Representatives voted blank.

Mr. Dubois voted for Samuel H. Clabb.

Milton K. Alexander having received a majority of all the votes given, was declared by the Speaker of the House of Representatives, duly elected a commissioner of the Board of Public Works, for the 4th Judicial Circuit.

The two Houses then proceeded to the election of a Commissioner for the 5th Judicial circuit, and,

On the vote being taken,

It appeared that

Joel Wright received 57 votes,

Wm. G. Flood received 45 votes,

Those voting for Mr. Wright are.

Messrs. Allen of Macon, Bond, Craig, Edwards, Hackelton, Hacker, Hamlin, Murray. Owen, Parker, Parrish, Pruyne, Ross, Servant, Thomas, Whiteside of Monroe, and Wight, of the Senate; and

Messrs. Aldrich, Ball, Bently, Carpenter, Charles, Craig, Cullom, Davidson, Dawson, Dement, Dubois, Edmonston, Elkin, French, Green of Clay, Green of St. Clair, Hinshaw, Hogan, Lagow, Leary, Marrs, Minor, Moore of McLean, Moore of St. Clair, Morton, Odam,

Pace, Rawalt, Shields, Smith of Madison, Smith of Wabash, Stone, Stuntz, Turney, Voris, Walker of Morgan, Watkins, Wheeler, Whitten, and Wood, of the House of Representatives—57.

Those voting for Mr. Flood, are

Messrs. Allen of Greene, Browning, Butler, Gatewood, Maxwell, Noel, Reilly, Turney, Vance, Warren, Weatherford, and Wood, of the Senate, and

Messrs. Able, Atwater, Barnett, Cloud, Courtright, Crain, Dollins, Douglass, Dunbar, Edwards, English, Enloe, Galbreath, Hankins, Happy, Harris, Hunt, Lincoln, Logan, Lyons, McCormick, McClernand, Madden, Murphy of Vermilion, Naper, Oneille, Paullen, Reddick, Richardson, Scarborough, Stuart, Walker of Cook, and Wilson, of the House of Representatives—45.

Mr. Speaker and Mr. Orear of the Senate. and

Messrs. Hardin and McMurtry of the House of Representatives voted blank.

Joel Wright having received a majority of all the votes given was declared by the Speaker of the House of Represontatives duly elected a commissioner of the Board of Public Works for the 5th Judicial circuit.

The two Houses then proceeded to the election of a Com missioner for the 6th Judicial circuit.

And on the vote being taken,

It appeared tnat

James W. Stephenson received a unanimous vote,

And was therefore declared by the Speaker of the House of Representatives, duly elected a commissioner of the Board of public works for the 6th Judicial circuit.

The two Houses then proceeded to the election of a commissioner for the 7th Judicial circuit.

On the vote being taken,

It appeared that

Ebenezer Peck received 51 votes,

Daniel Reed received 29 votes,

Scattering, - - - 4 votes.

Those voting for Mr. Peck are

Messrs. Allen of Greene, Browning, Edwards, Hacker, Murray, Noel, Parker, Parrish, Pruyne, Ross, Servant, Turney, Warren, Whiteside of Monroe, Wight, and Wood, of the Senate; and

Messrs. Able, Atwater, Ball, Bently, Carpenter, Courtright, Craig, Dawson, Douglass, Dunbar, Edwards, Elkin, English, French, Galbreath, Green of Clay, Green of St. Clair, Hogan, Hunt, Leary, Lincoln, Logan, Lyons, McCormick, McClernand, Moore of McLean, Murphy of Vermilion, Naper, Richardson, Scarborough,

Shields, Smith of Madison, Smith of Wabash, Stone, Stuart, Stuntz, Turney, and Wilson, of the House of Representatives—54.

Those voting for Mr. Reed, are

Messrs. Allen of Macon, Butler, Craig, Gatewood, Hackelton, Maxwell, Orear, Stadden, and Weatherford, of the Senate; and

Messrs. Cloud, Crain, Cullom, Davidson, Happy, Hinshaw, Lagow, Madden, Marrs, Moore of St. Clair, Morton, Murphy of Perry, Pace, Rawalt, Reddick, Voris, Walker of Cook, Walker of Morgan, Watkins, and Wheeler, of the House of Representatives—29.

Ebenezer Peck having received a majority of all the votes given, was declared by the Speaker of the House of Representatives, duly elected a commissioner of the Board of Public Works, for the 7th Judicial circuit.

On The two Houses then proceeded to the election of a Judge Probate for Wayne county,

And on the votes being counted,

It appeared that Daniel Turney received a majority of all the votes given, and was declared by the Speaker of the House of Representatives, duly elected a Judge of Probate for Wayne county without opposition.

The Senate then, preceded by their Speaker, withdrew from the Hall of the House of Representatives; and

On motion,

The House adjourned.

FRIDAY, March 3, 1837.

House met pursuant to adjournment.

Mr. Madden, from the committee on enrolled bills, reported as correctly enrolled, bills of the following title, viz:

"An act to locate a state road from Ottawa, north, to the state line."

"An act to incorporate the Grafton and White Hall Hotel Company."

"An act for the benefit of McLean county."

"An act to define the western boundary line of Adams, Hancock, Warren, and Mercer counties."

"An act to locate a State road road from Pekin by Havana,

to Jacksonville, and from Havana to Athens, and from Athens to Beardstown."

"An act to locate a state road from Pekin to Paris."

'An act to incorporate the Bearstown Insurance Company.'

"An act for a state road from Stephenson to the State line.'

"An act to incorporate the New Canton and Pikiton Rail-road Company,"

"An act to locate a State road from Mr. Anderson's bridge in Madison county, to B. Johnson's in Bond county,"

"An act concerning the sixteenth section, in township three south range fourteen, west of the second principal meridian."

"An act for a State road from Griggsville, *via* Portland to Joshua Hanks, in Greene county."

"An act to change the names of certain towns."

"An act to locate a state road from Grafton to Wood river."

"An act to improve the navigation of the Big Vermilion river."

"An act for the formation of the county of Cass."

"An act to authorize the sureties, of the late commissioner of the Gallatin saline lands to pay over certain monies realized to the counties entitled to receive the same."

"An act to incorporate the Jonesborough and Mississippi Rail-road Company."

"An act to incorporate the Spoon river Navigation Company."

"An act to locate a State road from Wesleycity in Tazewell county, to Bloomington,in McLean county."

"An act to change part of the state road from Palestine to Shelbyville." And

"An act to protect the canal lands against trespassers."

Mr. Madden afterwards reported that they had this day laid before the Council of Revision the above mentioned bills.

The question pending at the adjournment of the House on yesterday forenoon being upon laying upon the table, until the fourth day of July next, the bill from the Senate, entitled

"An act appropriating the residue of the Vermilion saline lands to the county of Vermilion, for the purpose of building a bridge across the Big Vermilion river,"

Again coming up for consideration,

Was decided in the negative by yeas and nays upon the call of Messrs. Scarborough and Courtright, as follow, to wit:

In the affirmative,

Messrs. Lane, McMurtry, Voris—3

In the negative.

Messrs. Able, Aldrich, Barnett, Cloud, Courtright, Craig, Crain, Cullom, Davidson, Dawson, Dement, Dougherty, Dunbar, Edwards, Elkin, English, Enloe, French, Galbreath, Green of Clay, Green of St. Clair, Hankins, Happy, Hardin, Harris, Hinshaw, Hunt, Lagow, Leary, Lincoln, Lyons, McCormick, McClernand, Madden, Marrs, Moore of McLean, Moore of St. Clair, Morton, Murphy of Vermilion, Odam, Oneille, Pace, Paullen, Rawalt, Reddick, Richardson, Scarborough, Smith of Madison, Smith of Wabash, Stuart, Stuntz, Turney, Walker of Cook, Walker of Morgan, Watkins, Webb, Wheeler and Witt—58.

The question recurring on Mr. Dunbar's amendment on striking out all in the first section in relation to money in the Receiver's hands, coming up for consideration,

Was agreed to.

Ordered to a third reading.

On motion of Mr. Scarborough,

The rule of the House was dispensed with, and said bill was now read the third time and passed.

On motion of Mr. Leary,

The title of the bill was amended, by inserting the words "Vermilion and Iroquois." And also, by adding at the end, the words "and other purposes."

Ordered, That the title of the bill be as amended, that the Clerk inform the Senate thereof, and ask their concurrence in the amendment of the House of Representatives to said bill, and the title thereof.

The following protest was presented to the House, which was read and ordered to be spread on the journals, to wit:

"Resolutions upon the subject of domestic slavery having passed both branches of the General Assembly at its present session, the undersigned hereby protest against the passage of the same.

They believe that the institution of slavery is founded on both injustice and bad policy; but that the promulgation of abolition doctrines tends rather to increase than to abate its evils.

They believe that the Congress of the United States has no power, under the constitution, to interfere with the institution of slavery in the different States.

They believe that the Congress of the United States has the power, under the constitution, to abolish slavery in the District of Columbia; but that that power ought not to be exercised unless at the request of the people of said District.

The difference between these opinions and those contained in the said resolutions, is their reason for entering this protest."

DAN STONE,
A. LINCOLN,
Representatives from the connty of Sangamon.

Message from the Council of Revision by Mr. Owings, their Secretary.

Mr. Speaker:

The bills entitled

"An act to incorporate the Calhoun Coal and Mining Company,"

"An act for the formation of Michigan county,"

"An act laying out certain state roads,"

"An act to incorporate the Chippewa Dry Dock Company,"

"An act to incorporate the Peoria Hotel Company,"

Have been approved of by the Council of Revision.

And then he withdrew.

Mr. Moore of St. Clair, from the committee on Finance, to which was referred the bill from the Senate, entitled

"An act to provide for the safe keeping and security of the public revenue,"

Reported the same back to the House with sundry amendments.

Which were read.

Mr. Moore of St. Clair called for a division of the question, so as to take the question separately on striking out the seventh section.

The question was then taken on all but the seventh section,

And decided in the affirmative.

The question was then taken on striking out the seventh section,

And agreed to.

Ordered to a third reading.

On motion of Mr. Moore of St. Clair.

The rule of the House was dispensed with, and the bill was now read the third time by its title, and passed.

Ordered, That the title of the bill be as aforesaid, that the Clerk inform the Senate thereof, and ask their concurrence in the amendment of the House to the said bill.

Message from the Senate by Mr. Flood, their Enrolling an Engrossing Clerk.

Mr. Speaker—The Senate have concurred with the House of Representatives in their amendments to the bill from the Senate, entitled

"An act supplemental to the act incorporating the Kaskaskia Bridge Company,"

As amended by them.

In which amendment they ask the concurence of the House of Representatives.

"An act to locate a state road from Vandalia to Springfield,"

As amended by them.

In which amendment they ask the concurrence of the House of Representatives.

They have concurred with the House of Representatives in the passage of the bill for

And then he withdrew.

Mr. Hardin, from the select committee, to which was referred the bill, entitled

"An act to incorporate the Jacksonville Hotel Company,"

Reported the same back to the House with sundry amendments.

Which were read and concurred in.

Ordered to be engrossed for a third reading.

On motion of Mr. Hardin,

The rule of the House was dispensed with, and the bill was now read the third time by its title and passed.

Ordered, That the Clerk inform the Senate thereof.

Mr. Madden, from the committee on Enrolled Bills, reported as correctly enrolled bills of the following titles, viz:

"An act supplemental to an act to permanently locate the Seat of Government of the State of Illinois."

"An act to amend an act, entitled an act concerning public roads," approved January 18, 1836.

"An act to authorize William Drummond to build a mill dam on Big Muddy river."

"An act to legalize the survey of the town of Monmouth."

"An act to authorize Williston T. Read to establish a ferry at New-Port, on the Ohio river, and for other purposes."

"An act to appoint an additional Notary Public and Justice of the Peace for the counties of Morgan and Greene."

"An act to incorporate a State road from McLeansborough to Golconda, in Pope county."

"An act declaring the road from Covington, in Washing

ton county, by Nashville, to Pinckneyville, in Perry county, and from Carlyle to Bellville, State roads."

"An act to lay out a State road from Shawneetown to Equality."

"An act to locate a State road from Marshall to Grand-View."

"An act to review and locate part of the State road from Galena to Chicago."

"An act to locate a State road from Cleveland, in Tazewell county, to Versailles, in McLean county, and for other purposes."

"An act to incorporate the Galena Rail-road and transporation Company."

"An act to incorporate the Chester, Nashville and Pinckneyville Rail Road Company."

"An act to incorporate the Tamarawa and Mississippi Rail-road Company."

Mr. Madden afterwards reported that they had this day laid the above named bills before the Council of Revision.

Mr. Craig, from the select committee to which was referred the bill, entitled

"An act for altering the boundaries of Ogle county, and for other purposes,"

Reported the same back with an amendment,

Which was read.

Mr. French moved to lay the bill and proposed amendment on the table, until the 4th day of July next,

Which was decided in the affirmative by yeas and nays, upon the call of Messrs. Craig and McCormick, as follow:

In the affirmative,

Messrs. Barnett, Bently, Carpenter, Cloud, Courtright, Davidson, Diarman, Dollins, Douglass, Dunbar, Edmonston, English, French, Green of Clay, Hankins, Happy, Harris, Hunt, Lagow, Leary, Lyons, Madden, Marrs, Moore of McLean, Morton, Murphy of Vermilion, Odam, Pace, Paullen, Reddick, Richardson, Scarborough, Smith of Madison, Smith of Wabash, Turney, Walker of Cook, Walker of Morgan, Wheeler, Witt and Wood—40.

In the negative,

Messrs. Aldrich, Ball, Charles, Craig, Cullom, Dawson, Dement, Dubois, Edwards, Elkin, Green of St. Clair, Hardin, Lane, Lincoln, McCormick, Moore of St. Clair, Naper, Oneille, Rawalt, Stuart, Stuntz, Voris, Webb, and Wilson—24.

Mr. Douglass moved to take up the resolution on the subject of Internal Improvements some time since laid on the table;

Which was agreed to.

Mr. Douglass moved to strike out all after the word "Resolved," and insert.

Mr. Richardson moved to lay said resolution and proposed amendment on the table until the 4th day of July next,

Which was decided in the negative by yeas and nays, upon the call of Messrs. Richardson and Stuart, as follow, viz:

In the affirmative,

Messrs. Carpenter, Davidson, Dement, Diarman, Dollins, Dougherty, Dubois, English, Enloe, Hankins, Harris, Lincoln, McMurtry, Minor, Odam, Pace, Paullen, Rawalt, Richardson, Stuart, Webb, and Witt—22.

In the negative,

Messrs. Ball, Charles, Cloud, Craig, Dawson, Douglass, Dunbar, Edmonston, Edwards, Elkin, Galbreath, Green of St. Clair, Happy, Hardin, Hinshaw, Hunt, Lagow, Leary, Lyons, McClernand, Madden, Marrs, Moore of McLean, Morton, Naper, Oneille, Reddick, Scarborough, Smith of Madison, Smith of Wabash, Stuntz, Turney, Voris, Walker of Cook, Walker of Morgan, and Wilson—36.

The question was then taken on striking all out after the word "Resolved," and inserting the following, to wit:

"By the General Assembly, That any two or more of the members of the Board of Commissioners of public works, so soon as they shall have given bonds and been qualified according to law, may proceed to employ competent and skilful Engineers to procure any instruments, tents, and camp equipage, necessary in the surveys contemplated in the act entitled "An act to establish and maintain a general system of internal improvements;" which contracts shall be subject to the order of the Board of Commissioners of public works at their first meeting;

Which was decided in the affirmative.

The question was then taken on the passage of the Resolu- as amended, and agreed to.

Ordered, That the Clerk inform the Senate thereof.

Mr. Witt from the select committee, to which was referred the bill from the Senate, entitled

"An act to incorporate the Carrollton Steam Mill Company,"

Reported the same back to the House without amendment.

Ordered, to a 3d reading.

Mr. Walker of Morgan, moved to take up the resolution in relation to the Surplus Revenue, some time since laid on the table;

Which was not agreed to.

Mr. Carpenter from the Committee on Propositions and Grievances,

To which was referred

The bill from the Senate, entitled

"An act making certain appropriations to the counties of Coles and Jasper to build certain bridges therein named, and for other purposes,"

Reported the same back to the House with sundry amendments;

Which were read.

Mr. Morton moved to lay the bill and amendments on the table until the 4th day of July next.

Which was not agreed to.

Mr. Harris moved to amend the amendments by adding,"Macoupin county $200;"

Which was not agreed to.

Mr. Crain moved to amend the amendments by adding the following, to wit:

"Also the sum of $100 to the county of Washington, to be expended by the county court of said county as they may think proper."

Mr. Cullom moved the previous question.

The question was then taken on Mr. Crain's amendment to the amendments,

And decided in the affirmative.

The question was then taken,

Shall the main question be put?

And decided in the affirmative.

The question was then taken on the amendments of the committee on Propositions and Grievances, as amended,

And decided in the affirmative.

Ordered to a 3d reading.

On motion of Mr. Witt,

The rule of the House was dispensed with,

And the bill was now read the third time by its title.

Mr. Craig moved to amend the bill by adding the following, to wit:

"That one hundred dollars to each of the counties of Winnebago, Ogle, Mercer, Rock Island and Whiteside."

Mr. Naper moved the previous question.

The question was then taken on the amendment to the bill, and decided in the negative.

The question was then taken,

Shall the main question be now put?

And decided in the affirmative.

The bill then passed.

On motion of Mr. Pace,

The title of the bill was amended so as to read,

"An act making appropriations to the counties therein named."

Mr. Paullen from the select committee to which was referred the bill from the Senate, entitled

"An act to incorporate the Pike county Manufacturing Company,"

Reported the same back to the House without amendment, and recommended its rejection.

The question was then put,

Shall the bill be ordered to a third reading,

And decided in the negative.

Ordered, That the Clerk inform the Senate thereof.

Mr. Oneille from the select committee to which was referred the bill from the Senate entitled

"An act declaring a certain county road a State road,"

Rrported the same back to the House without amendment, and recommended its rejection.

Mr. Smith of Wabash, moved to indefinitely postpone the bill,

Which was agreed to.

Message from the Senate by Mr. Thomas, their Secretary:

Mr. Speaker:

The Senate refuse to recede from their amendments to the 9th, 11th, 12th, 13th and 15th sections and adding another section to the bill from the House of Representatives, entitled

"An act to increase the capital stock of certain Banks, to provide means to pay the interest on a loan authorized by 'An act entitled an act to establish and maintain a general system of Internal Improvements.'"

And ask a committee of conference on the disagreeing vote of the two Houses on their said amendments, and

Have appointed Messrs. Thomas and Gatewood the Committee on their part.

And then he withdrew.

Mr. Ball from the select committee to which was referred the bill entitled

"An act to incorporate the Illinois Manufacturing Company,"

Reported the same back to the House with sundry amendments.

Which were read and concurred in.

On motion of Mr. Rawalt,

The bill was amended by adding the following proviso to the 11th section:

"*Provided*, Further, that said company shall not erect more than two manufacturing establishments in Fulton county, unless said company are permitted by the county commissioners court of said county of Fulton so to do, as heretofore provided for in other counties.

Ordered, to a third reading.

On motion of Mr. Ball,

The rule of the House was dispensed with and the bill was now read a third time by its title and passed.

On motion of Mr. Hogan,

The title of the bill was amended so as to read

"An act to incorporate the Fulton and Peoria county manufacturing Company,"

Ordered, That the clerk inform the Senate thereof, and ask their concurrence therein.

Mr. Walker of Morgan moved to take up the following resolution some time since laid on the table, to wit:

Resolved, That the committee on Finance be appointed and instructed to draft and report a bill for raising a revenue in conformity to the 20th section of the 8th article of the constitution of the State of Illinois, that the mode of levying a tax shall be by valuation, so that every person shall pay a tax in proportion to the property he or she has in his or her possession,"

Which was agreed to.

Mr. Turney moved to amend the resolution by striking out all after the word "resolved" and insert the following, to wit:

" *By the General Assembly of the State of Illinois*, That His Excellency the Governor be requested to tender to Ge-

neral Andrew Jackson, in behalf of the people of the State of Illinois, their entire approbation of the firm, consistant, independent and able manner in which he has discharged the important duties assigned him by the constitution as exeecutive of the United States, during the period of eight years, and that the people of Illinois, through their representatives, tender to him on his retirement from public life, their respect; esteem and best wishes for his future welfare and happiness.

Mr. Dubois moved to amend the amendment by inserting the word "in" before the word "consistent."

Mr. Webb moved that the House adjourn,

Which was not agreed to.

The question was then taken upon the amendment proposed by Mr. Dubois,

And decided in the negative.

Mr. Webb moved to amend the amendment by inserting "a large majority of" before the word "the people,"

Which was not agreed to.

Mr. Dawson moved to amend the amendment by striking out "entire" before the word "approbation,"

And decided in the negative,

By yeas and nays, upon the call of Messrs. Dawson and Scarborough as follow, viz:

In the affirmative,

Messrs. Ball, Charles, Craig, Dawson, Dubois, Dunbar, Elkin, Hardin, Hinshaw, Lane, Lincoln, McCormick, Moore of St. Clair, Murphy of Vermillion, Oneille, Paullen, Richardson, Shields, Smith of Wabash, Stone, Stuart, Stuntz, Voris, Watkins, and Webb.—25

In the negative,

Messrs. Able, Barnet, Bentley, Carpenter, Cloud, Courtright, Crain, Davidson, Dement, Diarman, Dollins, Dougherty, Douglass, Edmonston, English, Galbreath, Green of Clay, Green of St. Clair, Hankins, Happy, Harris, Hunt, Lagow, Leary, Logan, McClernand, McMurtry, Madden, Marrs, Minor, Moore of McLean, Morton, Naper, Odam, Pace, Reddick, Scarborough, Smith of Madison, Turley, Turney, Walker of Cook, Walker of Morgan, Wheeler, Witt, and Wood.—45.

Mr. Stone moved to strike out "General" and insert "President."

Mr. Webb called for a division of the question on striking out.

The question was then taken on striking out;

And decided in the negative.

Mr. McMurtry moved the previous question,

Which was agreed to.

Mr. Webb called for a division of the question, so as to take the question on striking out the original resolution,

The question was then taken on striking out, and decided in the affirmative.

By yeas and nays, upon the call of Walker of Morgan and Murphy of Vermilion as follow, viz:

In the affirmative,

Messrs. Able, Ball, Barnet, Bently, Carpenter, Cloud, Courtright, Craig, Crain, Davidson, Dement, Diarman, Dollins, Dougherty, Douglass, Edmonston, English, Galbreath, Green of Clay, Green of St. Clair, Hankins, Happy, Harris, Hinshaw, Hunt, Lagow, Lane, Leary, Logan, McClernand, McMurtry, Madden, Marrs, Minor, Moore of McLean, Morton, Naper, Odam, Pace, Reddick, Richardson, Shields, Smith of Madison, Smith of Wabash, Turley, Turney, Walker of Cook, Walker of Morgan, Witt and Wood.—50

In the negative,

Messrs Charles, Dawson, Dubois, Dunbar, Elkin, Hardin, Lincoln, McCormick, Moore of St. Clair, Murphy of Vermilion, Oneille, Paullen, Stone, Stuart, Stuntz, Voris, Watkins, Webb, Wheeler, and Wilson—20.

The question was then taken on inserting Mr. Turney's amendment, and decided in the affirmative by yeas and nays as follow, to wit:

In the affirmative,

Messrs. Able, Ball, Barnet, Bently, Carpenter, Cloud, Courtright, Craig, Crain, Davidson, Dement, Diarman, Dollins, Dougherty, Douglas, Edmonston, English, Galbreath, Green of Clay, Green of St Clair, Hankins, Happy, Harris, Hunt, Lagow, Lane, Leary, Logan, McClernand, McMurtry, Madden, Marrs, Minor, Moore of McLean, Morton, Naper, Odam, Pace, Reddick, Richardson, Shields, Smith of Madison, Smith of Wabash, Turney, Turley, Walker of Cook, Walker of Morgan, Wheeler, Witt, and Wood—50.

In the negative,

Messrs. Charles, Dawson, Dubois, Dunbar, Elkin, Hardin, Lincoln, McCormick, Moore of St. Clair, Murphy of Vermilion, Oneille, Stone, Stuart, Stuntz, Voris, Watkins, Webb and Wilson—18.

Mr. Paullen asked to be excused from voting on the above question.

The question was then put,

Will the House excuse Mr. Paullen from voting?

And decided in the negative.

Mr. Witt moved to re-consider the vote just taken on excusing Mr. Paullen from voting.

Which was not agreed to.

His name being again called he refused to vote, and abruptly left the Hall of the House.

Mr. Lincoln called for a division of the question, so as to take the question separately on each part.

Mr. Witt moved that the House adjourn until 2 o'clock, P. M.,

Which was not agreed to.

The question was then taken on the first part,

And decided in the affirmative, by yeas and nays upon the call of Messrs. Richardson and Walker of Morgan, as follow:

In the affirmative,

Messrs. Able, Ball, Barnett, Bently, Carpenter, Cloud, Courtwright, Crain, Davidson, Dement, Diarman, Dollins, Dougherty, Douglass, Edmonston, English, Galbreath, Green of Clay, Green of St. Clair, Hankins, Happy, Harris, Hunt, Lagow, Lane, Leary, Logan, McClernand, McMurtry, Madden, Marrs, Minor, Moore of McLean, Morton, Naper, Odam, Pace, Reddick, Richardson, Scarborough, Shields, Smith of Madison, Smith of Wabash, Turley, Turney, Walker of Cook Walker of Morgan, Wheeler, Witt, and Wood—50.

In the negative,

Messrs. Charles, Craig, Dawson, Elkin, Hardin, Hinshaw, Lincoln, McCormick, Moore St. Clair, Stuart, Stuntz, Voris, and Watkins—13.

The question was then taken on the second and last part of the resolution,

And decided in the affirmative by yeas and nays, as follow, to wit:

In the affirmative,

Messrs. Able, Barnett, Bently, Carpenter, Cloud, Courtright, Craig, Crain, Davidson, Dawson, Dement, Diarman, Dollins, Dougherty, Douglass, Edmonston, Elkin, English, Galbreath, Green of Clay, Green of St. Clair, Hankins, Happy, Harris, Hinshaw, Hunt, Lagow, Lane, Leary, Lincoln, Logan, McCormick, McClernand, McMurtry, Madden, Marrs' Minor, Moore of McLean, Moore of St. Clair, Morton, Naper' Odam, Pace, Reddick, Richardson, Scarborough, Shields, Smith of Madison, Smith of Wabash, Turley, Turney, Voris, Walker of Cook, Walker of Morgan, Wheeler, Witt and Wood—57.

In the negative,

Messrs. Ball, Stuart, Stuntz, and Watkins—4.

Message from the Senate, by Mr. Thomas, their Secretary.

Mr. Speaker:

The Senate do not concur with the House of Representatives in the passage of the bill, entitled

"An act to incorporate the Kankakee and Iroquois Navigation Company."

They have refused to read a third time the bills from the House of Representatives, entitled

"An act to incorporate the Pekin Rail-road Company;" And

"An act granting the Perryville and Danville Rail-road Company, certain rights and privileges."

They have concurred with the House of Representatives in their amendments to the bills from the Senate, entitled

"An act to incorporate the Stockholders of the Cairo city and Canal Company;"

"An act relating to the improvement of the Navigation of the Saline River, and for the purpose of preserving the same;'

"An act to incorporate the Wabash Rail-road Company," And

"An act to alter a certain State road in Fayette county."

And also in their amendments to the titles of the two last mentioned bills.

They have concurred with the House of Representatves in the passage of the bill, for

"An act to incorporate the Lacon Manufacturing Company,"

They have refused to read a second time the bill from the House of Representatives, entitled

"An act to incorporate the Fort Massace Rail-road Company."

The Senate have passed bills, entitled

"An act in relation to the Public Printer;"

"An act supplemental to an act, entitled an act to protect the Canal lands against trespassers."

And ask the concurrence of the House of Representatives in the passage of said bills.

And then he withdrew.

And,

On motion,

The House adjourned until 2 o'clock, P. M.

2 o'clock, P. M.

House met pursuant to adjournment.

Message from the Council of Revision, by Mr. Owings their Secretary.

Mr. Speaker—The bills entitled as follows, viz:

"An act to incorporate the New Canton and Pikiton Rail-road Company,"

"An act for the formation of the county of Cass."

"An act to incorporate the Spoon river Navigation Company."

"An act to improve the navigation of the Big Vermilion river."

"An act to incorporate the Jonesborough and Mississippi Rail-road Company."

"An act concerning the sixteenth section, in township three south range fourteen, west of the second principal meridian."

"An act for the benefit of *Mc*Lean county."

"An act to authorize the sureties, of the late commissioner of the Gallatin saline lands to pay over certain monies realized to the counties entitled to receive the same."

"An act to locate a state road from Pekin to Paris."

"An act to change part of the state road from Palestine to Shelbyville." And

"An act to locate a State road from Wesleycity in Tazewell county, to Bloomington,in McLean county."

"An act to incorporate the Grafton and White Hall Hotel Company."

"An act to locate a State road road from Pekin by Havana, to Jacksonville, and from Havana to Athens, and from Athens to Beardstown."

"An act for a state road from Stephenson to the State line.'

"An act to locate a state road from Grafton to Wood river."

"An act to define the western boundary line of Adams, Hancock, Warren, and Mercer counties."

'An act to incorporate the Beardstown Insurance Company.'

"An act to locate a State road from Mr. Anderson's bridge in Madison county, to B. Johnson's in Bond county,"

"An act to locate a state road from Ottawa, north, to the state line."

"An act for a State road from Griggsville, *via* Portland to Joshua Hanks, in Greene county."

"An act to change the names of certain towns."

Have been severally approved by the Council of Revision,
And he withdrew.

According to a joint resolution of both branches of the General Assembly, the two Houses met in the Hall of the House of Representatives, to go into the election of a President of the Board of Canal Commissioners, one acting Commissioner, and one Treasurer, and two Commissioners to watch the canal lands from trespass.

The two Houses proceeded first to the election of a President of the Canal Board; and on the vote being taken, it appeared that

Wm. F. Thornton received 54 votes for President.
Samuel Hackleton received 51 do. do.
Scattering, 4

Those voting for Mr. Thornton, are

Messrs. Allen of Macon, Bond, Browning, Edwards, Fletcher, Gatewood, Mitchell, Murray, Orear, Parker, Pruyne, Servant, Thomas, Turney, Vance, Warren, Whiteside of Pope, Wight, Wood, and Mr. Speaker, of the Senate; and

Messrs. Able, Aldrich, Charles, Craig, Cullom, Dawson, Dement, Dougherty, Dubois, Dunbar, Edwards, Elkin, Green of Clay, Hankins, Hardin, Hogan, Leary, Lincoln, Logan, Lyons, McCormick, Minor, Minshull, Moore of McLean, Moore of St. Clair, Murphy of Vermilion, Naper, Oneille, Stone, Stuart, Stuntz, Turley, Webb and Wilson of the House of Representatives—54.

Those voting for Samuel Hackelton, are

Messrs. Allen of Greene, Butler, Craig, Lane, Maxwell, Noel, Owen, Parrish, Reiley, Stadden, Weatherford, and Whiteside of Monroe, of the Senate; and

Messrs. Ball, Bentley, Carpenter, Cloud, Courtright, Crain, Davidson, Diarman, Dollins, Douglass, Edmonston, English, French, Galbreath, Green of St. Clair, Happy, Harris, Hinshaw, Hunt, Lagow, McMurtry, Madden, Marrs, Morton, Odam, Pace, Rawalt, Reddick, Richardson, Shields, Smith of Madison, Smith of Wabash, Turney, Voris, Walker of Cook, Walker of Morgan, Watkins, Witt, and Wood, of the House of Representatives—51.

No person having received a majority of all the votes given, the vote was taken a second time; when it appeared that

Wm. F. Thornton received 54 votes.
Samuel Hackelton, 53 do.
Blanks, 4

Those voting for Wm. F. Thornton, are

Messrs. Allen of Macon, Bond, Browning, Edwards, Gatewood, Mitchell, Murray, Orear, Parker, Pruyne, Servant, Thomas, Turney, Vance, Warren, Whiteside of Pope, Wight, Wood, and Mr. Speaker, of the Senate, and

Messrs. Able, Aldrich, Charles, Craig, Cullom, Dawson, Dement, Dougherty, Dubois, Dunbar, Edwards, Elkin, Hankins, Hardin, Hogan, Lane, Leary, Lincoln, Logan, Lyons, McCormick, Minor, Minshall, Moore of McClean, Moore of St. Clair, Murphy of Vermilion, Naper, Oneille, Stone, Stuart, Stuntz, Turley, Watkins, Webb, and Wilson, of the House of Representatives—54.

Those voting for Samuel Hackleton, are

Messrs. Allen of Green, Butler, Craig, Lane, Maxwell, Noel, Owen, Parish, Reilly, Stadden, Weatherford, and Whiteside of Monroe, of the Senate; and

Messrs. Ball, Barnett, Bently, Carpenter, Cloud, Courtright, Crain, Davidson, Diarman, Dollins, Douglass, Edmonston, English, French, Galbreath, Green of St. Clair, Happy, Harris, Hinshaw, Hunt, Lagow, McMurtry, Madden, Marrs, Morton, Odam, Pace, Paullen, Rawalt, Reddick, Richardson, Shields, Smith of Madison, Smith of Wabash, Turney, Voris, Walker of Cook, Walker of Morgan, Wheeler, Witt, and Wood, of the House of the House of Representatives—53.

No person having received a majority of all the votes given, the vote was taken a third time, and stands thus: For

Wm. F. Thornton,	55 votes.
Samuel Hackleton,	53 do.
Blanks,	5

Those voting for Wm. F. Thornton, are

Messrs. Allen, of Macon, Bond, Browning, Edwards, Fletcher, Gatewood, Mitchell, Murray, Orear, Parker, Pruyne, Servant, Thomas, Turney, Vance, Warren, Whiteside of Pope, White, Wood, and Mr. Speaker, of the Senate; and

Messrs. Able, Aldrich, Atwater, Charles, Craig, Cullom, Dawson, Dement, Dougherty, Dubois, Dunbar, Edwards, Elkin, Hankins, Hardin, Hogan, Lane, Leary, Lincoln, Lyons, McCormick, Minor, Minshall, Moore of McLean, Moore of St. Clair, Murphy of Vermilion, Naper, Oneille, Stone, Stuart, Stuntz, Turley, Watkins, Webb and Wilson, of the House of Representatives—55.

Those voting for Samuel Hackelton, are

Messrs. Allen of Greene, Butler, Craig, Lane, Maxwell, Noel, Owen, Reilly, Stadden, Weatherford, and Whiteside of Monroe, of the Senate; and

Messrs. Ball, Barnett, Bently, Carpenter, Cloud, Courtright, Crain, Davidson, Diarman, Dollins, Douglass, Edmonston, English, French, Galbreath, Green of St. Clair, Happy, Harris, Hinshaw, Hunt, Lagow, Logan, McMurtry, Madden, Marrs, Morton, Odam, Pace, Paullen, Rawalt, Reddick, Richardson, Shields, Smith of Madison, Smith of Wabash, Turney, Voris, Walker of Cook, Walker of Morgan, Wheeler, Witt and Wood, of the House of Representatives—53.

No person having yet received a majority of all the votes given, the vote was taken the fourth time, when it stood thus:

For Wm. F. Thornton, 61 votes.
Samuel Hackelton, 51 do.

Those voting for Wm. F. Thornton, are

Messrs. Allen of McLean, Bond, Browning, Edwards, Fletcher, Gatewood, Hacker, Hamlin, Lane, Mitchell, Murray, Orear, Parker, Pryne, Servant, Thomas, Turney, Vance, Warren, Whiteside of Pope, Wight, Wood, and Mr. Speaker, of the Senate; and

Messrs. Able, Aldrich, Atwater, Charles, Craig, Crain, Cullom, Dawson, Dement, Dougherty, Dubois, Dunbar, Edwards, Elkin, Hankins, Hardin, Hogan, Lane, Leary, Lincoln, Lyons, McCormick, Minor, Minshall, Moore of McLean, Moore of St. Clair, Murphy of Vermilion, Naper, Oneille, Scarborough, Stone, Stuart, Stuntz, Turley, Watkins, Webb, Wilson and Wood, of the House of Representatives—61.

Those voting for Samuel Hackelton, are

Messrs. Allen of Green, Butler, Craig, Maxwell, Noel, Owen, Parish, Reilly, Stadden, Weatherford, and Whiteside of Monroe, of the Senate; and

Messrs. Ball, Barnett, Bentley, Carpenter, Cloud, Courtright, Davidson, Diarman, Dollins, Douglass, Edmondston, English, French, Galbreath, Green of St. Clair, Happy, Harris, Hinshaw, Hunt, Lagow, Logan, McMurtry, Madden, Marrs, Morton, Odam, Pace, Paullen, Rawalt, Reddick, Richardson, Shields, Smith of Madison, Smith of Wabash, Turney, Voris, Walker of Cook, Walker of Morgan, Wheeler, and Witt, of the House of Representatives—51.

Wm. F. Thornton having received a majority of all the votes given, was declared by the Speaker of the House of Representatives duly elected President of the Board of Canal Commissioners.

The two Houses then proceeded to the election of Acting Commissioner, and

On the vote being taken,

It appeared that Jacob Fry received 93 votes, and there being no other candidate, was declared by the Speaker of the House of Representatives duly elected Acting commissioner.

The two Houses then proceeeed to the election of a Treasurer of the Canal Board, and

It appeared that John A. McClernand received 83 votes, and there being no other candidate, was declared by the Speaker of the House of Representatives duly elected Treasurer of the Board of Canal Commissioners.

The two Houses then proceeded to the election of two commissioners to watch the canal lands from tresspassers, and

On the vote being taken,

It appeared that

L. R. Noel received 69 votes,

Wm. Weatherford received 69 votes,

And there being no other candidates,

Were declared by the Speaker of the House of Representatives duly elected commissioners to watch trespassers on canal lands.

The two Houses then proceeded to the election of a State's Attorney for the 7th Judicial Circuit, and

On the vote being taken,

It appeared that Alonzo Huntington received 51 votes, scattering 22, that being a majority of all the votes given, and he having no opponent, was declared by the Speaker of the House of Representatives duly elected State's attorney for the 7th Judicial circuit.

The Senate then, preceded by their Speaker,

Withdrew from the hall of the House of Representatives.

Mr. Richardson moved

That the House adjourn,

Which was not agreed to.

Mr. Wilson moved that the House adjourn until 7 o'clock, P. M.;

Which was not agreed to.

On motion of Mr. McClernand,

A committee of conference was appointed upon the disagreeing vote of the two Houses on the bill from the House of Representatives, entitled

"An act for the relief of persons in cases of ejectment."

Ordered, That Messrs. McClernand, Dubois, and Douglass, be the Committee on the part of the House.

The bill entitled

"An act concerning estray animals, approved, Feb. 9, 1835,"

Was read the third time and passed.

Ordered, That the Clerk inform the Senate thereof,

And ask their concurrence therein.

The bill entitled

"An act to establish the county seat of Warren county,"

Was read the third time.

Mr. Craig moved to strike out the name of "J. S. Sharp of Fulton county," in the 1st section, and insert "Isaiah Drury of Knox county,"

Which was agreed to,

The bill then passed.

Ordered, that the Clerk inform the Senate thereof.

The bill entitled

"An act to improve the navigation of the rivers therein named,

Was read the third time and passed.

On motion of Mr. Turney,

The title of the bill was amended so as to read

"An act for the benefit of Wayne county."

Ordered, That the clerk inform the Senate thereof,

And ask their concurrence therein.

The bill entitled,

"An act concerning Judgments and Executions,"

Was read the third time and passed.

On motion of Mr. Stuart,

The title of the bill was amended so as to read

" An act relating to a State road in Tazewell county."

Ordered that the clerk inform the Senate thereof, and ask their concurrence therein.

Message from the Senate by Mr. Thomas, their Secretary.

Mr. Speaker:—

They have concurred with the House of Representatives in their amendments to the bills of the following titles, viz:

"An act to incorporate the Webster, Ottowa, and Kishwaka Rail Road Company;"

"An act to incorporate the Rector steam mill company," and

"An act supplemental to an act to establish and maintain a general system of internal improvement."

They do not concur with the House of Representatives in their amendment to the bill, entitled

"An act appropriating the residue of the Vermilion saline

lands to the county of Vermilion for the purpose of building a bridge across the Big Vermilion river."

They have concurred with the House of Representatives in the passage of the bill entitled

"An act to incorporate the Jacksonville Hotel company,"

As amended by them,

And ask the concurrence of the House of Representatives in their amendments to said bill.

They have concurred with the House of Representatives in their last amendment to the bill entitled

"An act to provide for the safe keeping and security of the public money,"

Proposing to strike out the 7th section of the bill, and refuse to concur in any of the other amendments to said bill.

They do not concur with the House of Representatives in the passage of the bill entitled

"An act to amend an act entitled an act for the organization and government of the militia of this State," in force July 2, 1833.

They have concurred with the House of Representatives in the passage of the bill entitled

"An act for certain State roads therein named,"

As amended by them.

They also amend the title of said bill so as to read

"An act supplemental to an act to incorporate the city of Chicago,"

And ask their concurrence in the amendments of the House to said bill and to the title thereof.

And then he withdrew.

The bill from the Senate, entitled

"An act to incorporate the town of Carlinville,"

Was read the third time and passed.

Ordered, That the title of the bill be as aforesaid, and that the Clerk inform the Senate thereof.

The amendments of the Senate to the amendments of the House of Representatives to the bill from the House of Representatives, entitled

"An act supplemental to an act to incorporate the Kaskaskia Bridge Company,"

Were read and concurred in.

Ordered, That the clerk inform the Senate thereof.

The amendment of the Senate to the bill from the House of Representatives, entitled

"An act for a State road from Vandalia to Springfield,"
Was read and concurred in.
Ordered, That the Clerk inform the Senate thereof.
The bill from the Senate entitled
"An act supplemental to an act entitled an act to protect the canal lands against tresspassers,"
Which was twice read, and
Ordered To a third reading.
The bill from the Senate, entitled
"An act in relation to the public printer,"
Was read the third time,
And passed,
Ordered, That the title of the bill be as aforesaid, and that the Clerk inform the Senate thereof.
The House refused to recede from their amendments to the bill from the Senate entitled
"An act appropriating the residue of the Vermilion Saline lands to the county of Vermilion, for the purpose of building a bridge across the Big Vermilion river." When,
On motion of Mr. Leary,
A committee of conference was appointed on the disagreeing vote of the two Houses on said bill.
Ordered that Messrs. Leary, Courtright and Murphy of Vermilion be the committee on the part of the House, and that the clerk inform the Senate thereof.
The amendment of the Senate to the bill from the House of Representatives entitled
"An act to incorporate the Jacksonville Hotel company,"
Was read and concurred in.
Ordered, That the Clerk inform the Senate thereof.
The Senate have refused to concur in the amendments of House to the bill from the Senate entitled
"An act to provide for the safe keeping and security of the public revenue;" except the 7th section.
The question was then taken, Will the House recede from their amendments?
And decided in the negative.
On motion of Mr. Moore of St. Clair
A committee of conference was appointed upon the disagreeing vote of the two Houses on the above mentioned bill.
Ordered, that Messrs. Moore of St. Clair, Craig and Hogan be the committee on the part of the House, and that the clerk inform the Senate thereof.

The amendment of the Senate to the bill from the House entitled

"An act for certain State roads therein named,"

Was read and concurred in.

The amendment of the Senate to the title of said bill was also concurred in.

Ordered, That the Clerk inform the Senate thereof.

When,

On motion,

The House adjourned until 7 o'clock, P. M.

7 o'clock, P. M.

House met pursuant to adjournment.

And there not being a quorom present,

On motion the House adjourned.

Saturday, March 4, 1837.

House met pursuant to adjournment.

Mr. Madden, from the committee on enrolled bills, reported as correctly enrolled, bills of the following title, viz:

"An act supplemental to an act entitled an act to erect certain bridges, approved Jan. 22d, 1831."

"An act to incorporate the Quincy Academy."

"An act to amend the several acts in relation to common schools."

"An act authorising Robert Toler, William Farmer and Hugh McDonald to build a toll bridge across the Little Wabash river."

" An act to repeal an act entitled an act to re-locate so much of the Vincennes and Chicago Road in Clark county, as lies north of the south line of the county, to Darwin, in said coun-

ty of Clark, passed the 14th January, 1836, and for other purposes."

"An act authorising John W. Sullivan and George Green to build a toll bridge across the Little Wabash river."

"An act to locate a State road from Vandalia to Springfield."

"An act supplemental to an act to incorporate the city of Chicago."

"An act to incorporate the Lacon manufacturing company."

"An act to incorporate the Jacksonville Hotel Company."

Mr. Madden afterwards reported that they had this day laid before the Council of Revision the above mentioned bills.

Message from the Senate by Mr. Thomas, their Secretary.

Mr. SPEAKER:

The Senate have concurred with the House of Representatives in their amendments to the bill, entitled

"An act to incorporate the Illinois Manufacturing Company."

They have concurred with the House of Representatives in the passage of the bill entitled

"An act to create certain counties,"

As amended by them,

And ask the concurrence of the House of Representatives in their amendments to said bill.

They have adopted the following resolution, and ask the concurrence of the House of Representatives therein, viz:

Resolved by the General Assembly, That the laws of the present session of the General Assembly be printed as follows, viz: All the acts of incorporation, except the act incorporating the city of Chicago, shall be printed in one volume, and shall be distributed without being bound, and five hundred copies only of said laws shall be printed: all the other acts shall be printed in one volume, and bound and distributed as now required by law, and four thousand copies thereof shall be printed.

Resolved, That the Secretary of State obtain from the clerks of the county commissioners courts all the copies of the Revised Laws of 1833, which can be spared from counties, and distribute them among the new counties not heretofore supplied with said laws.

Resolved, That the Secretary of State be authorized to purchase of the publisher or others, copies of the laws passed

in 1826, '7, '8, '9, 1830 and '1, at the price which the State paid for the printing and binding said laws, and that he deposite said copies in his office for public use: *Provided* he shall not purchase more volumes, than will cost one hundred dollars to be paid out of the contingent fund.

Mr. McClernand, from the committee of conference on the disagreeing vote of the two Houses on the bill for

"An act to increase the capital stock of certain Banks, and to provide means to pay the interest on a loan authorized by an a act entitled 'An act to establish and maintain a system of Internal Improvements,'"

Reported that the said committee have had the said bill and amendments under consideration, have agreed as follows:

That the 9th section of the bill be as amended by the Senate, with additional amendments, viz:

Strike out the words "qualifications," in the 11th line of said section, that the other amendment of the Senate to said section 9 be agreed to with the following addition:

"And in addition to the offices of discount and deposite as aforesaid, the said Bank may establish two other offices of discount and deposite at such time and places as may be deemed for the public interest."

That the House concur in the amendments to the 11th and 12th sections.

That the Senate recede from the amendment, striking out the 15th section.

That the House agree to the amendment of the Senate to the 13th section with this addition to the amendment of the Senate, viz:

"And the fund commissioners shall also have the right to make a like examination into the condition of each of said banks, and they are required to make biennial examinations thereof, and make reports to each session of the General Assembly which may be held after the making of such examination."

That the House agree to the additional section proposed by the Senate with this addition,

"And all the provisions of this act shall be considered as applicable, jointly and severally, to said banks, and either of of them may accept of the same."

Which was read and concurred in.

Ordered, That the Clerk inform the Senate thereof.

Mr. Smith of Wabash, from the committee on Internal Im-

provements, to which was referred certain memorials on the subject of internal improvements, reported the same back to the House, and asked to be discharged from the further consideration of the same;

Which was agreed to.

Mr. Hankins, from the joint select committee, to which was referred a resolution of this General Assembly, requiring said committee to enter into contracts with some suitable person or persons to execute certain work on the new State House,

REPORT,

That they have proceeded to the discharge of that duty, and in pussuance of instructions they have entered into a contract with A. & H. Lee, of the town of Vandalia, to execute and complete the joiner work of three rooms in the lower story of the new State House, to finish the out side doors and the glazing of said State House, two rooms to be finished in thirty days from the 28th of February last, the 3d room by the fifteenth of June next, the out side doors by the first of August next; the contractors to furnish all necessary materials, except such as are owned by the State, and have been this day delivered to said undertakers by said committee, for the sum of eight hundred and sixty-eight dollars, which is to be in full payment for all materials found and labor performed, as expressed in said contract, which is now on file in the office of the Secretary of State."

Which was read.

Mr. Dement, from the select committee to which was referred the bill entitled

"An act to incorporate Ogle College,"

Reported the same back without amendment.

Ordered to be engrossed for a third reading.

On motion of Mr. Reddick,

The rule of the House was dispensed with, and said bill read the third times by its title, and passed.

Ordered, That the Clerk inform the Senate thereof.

The amendments of the Senate to the bill from the House of Representatives entitled

"An act to create counties therein named,"

Were read and concurred in.

Ordered, That the Clerk inform the Senate thereof.

Message from the Senate, by, Mr. Thomas their Secretary. Mr. SPEAKER:—

The Senate have concurred in the report of the committee of conference, appointed on the disagreeing vote of the two Houses on the bill for

"An act to increase the capital stock of certain Banks and to provide means to pay the interest on a loan authorized by an act entitled 'An act to establish and maintain a general system of Internal Improvement.'"

They have concurred with the House of Representatives, in the passage of a bill, entitled

"An act to review and relocate a part of the State road leading from Frankfort to Jonesborough."

They have also concurred with the House of Representatives in the passage of the bill from the House of Representatives, entitled

"An act to re-locate State roads therein named,"

As amended,

And ask the concurrence of the House of Representatives in their said amendments.

And then he withdrew.

The resolution from the Senate in relation to printing and binding the laws, &c. was taken up for consideration and read.

Mr. Smith of Wabash moved to amend the resolution by adding after "incorporarions" the words "and also in relation to State roads;"

Which was agreed to.

On motion of Mr. Paullen,

The resolution was amended by striking out "500" and inserting "1000."

Mr. Pace moved to re-consider the vote just taken on the amendment of Mr. Smith of Wabash,

Which was agreed to.

Mr. Smith of Wabash, then withdrew his motion to amend.

On motion of Mr. Dement,

The resolution was amended by striking out of the 1st resolution all after the word "Resolved."

Mr. Dement moved further to amend the 1st resolution by inserting "others," after the words "acts of the present General Assembly,"

Which was agreed to.

The resolution was then adopted as amended.

Ordered, That the Clerk inform the Senate thereof, and ask their concurrence in the amendments of the House to said resolution.

Mr. Happy moved to take up for consideration the resolution in relation to the revenue of this State, some time since laid on the table,

Which was not agreed to.

Mr. Madden, from the Committee on Enrolled Bills, reported as correctly enrolled, bills of the following titles, viz:

"An act to amend an act, entitled an act to amend an act, to provide for the application of the fund arising from the sale of the school land belonging to the several townships in this State," approved March 1, 1833, approved February 7, 1835.

"An act to incorporate the Edinburgh Manufacturing Company;"

"An act to locate the county seat of Calhoun county;"

"An act for the relief of Reni Paul, and others;"

"An act to establish a State road therein named;"

"An act to amend an act, entitled an act to incorporate the Galena and Chicago Union Rail-road Company," approved January 16, 1836;

"An act for the relief of the Sheriff of McDonough county;"

"An act for the relief of Wm. Armstrong, Benjamin Chesney, and Wm. Henson;"

"An act to authorize the persons therein named to construct a mill dam;"

"An act to amend an act, entitled an act to organize the counties therein named," approved January 15, 1831,

"An act to incorporate the Hillsboro' Academy;"

"An act to locate a State road from Windsor to Bloomington;"

"An act to amend an act, concerning Minors, Orphans and Guardians;"

"An act to amend an act to incorporate the Alton and Wabash Rail-road Company;"

"An act to amend an act incorporating the Illinois Exporting Company;"

"An act to incorporate the Chester, Nashville, and Pinckneyville Rail-road Company;"

"An act to review and re-locate part of the State road from Galena to Chicago;"

"An act supplemental to the act, to establish and maintain a general system of Internal Improvements:"

"An act further supplemental to an act, to establish and maintain a general system of Internal Improvements;"

"An act to incorporate the Washington Academy in Tazewell county;"

"An act to review and re-locate a part of the State road leading from Frankfort to Jonesboro';"

"An act to incorporate the capital Stock of certain Banks and to provide the means to pay the interest on a loan authorized by an act, entitled an act to establish and maintain a general system of Internal Improvements;"

Mr. Madden afterwards reported that they had this day laid the above mentioned bills before the Council of Revision.

Mr. Dougherty, from the Committee on the Judiciary, to which was referred the bill from the Senate, entitled

"An act concerning Appeals and Writs of Error;"

Reported the same back to the House without amendment.

And recommended its passage.

Ordered, to a third reading.

On motion of Mr. Pace,

The rule of the House was dispensed with, and said bill was now read the third time by its title and passed.

Ordered, That the title of the bill be as aforesaid—

That the Clerk inform the Senate thereof.

On motion of Mr. Witt,

The vote just taken on Mr. Happy's motion to take up the resolution some time since laid on the table, in relation to the revenue of this State, was re-considered.

And the resolution was then taken up for consideration.

Mr. Happy moved to amend the resolution, by striking out all after the word "Resolved" and insert the following:

By the General Assembly, That the Auditor of Public Accounts be and he is hereby authorized and required to audit, adjust and settle, the accounts of the late Treasurer of the Board of Canal Commissioners of the Illinois and Michigan Canal, and that he retain on file in his office all vouchers and papers relating to said accounts, or correct copies of said vouchers and papers, subject to the inspection of the Governor, Attorney General, and any member of the General Assembly, and in all cases, if any, where in his opinion money has been disbursed by said Treasurer without authority of law, to obtain the legal opinion of the Attorney General in relation thereto, before allowing the same.

Mr. Leary called for a division of the question, so as to take the question on striking out.

The question was then taken on striking out,

And decided in the affirmative.

The question was then taken on inserting the amendment of Mr. Happy,

And agreed to.

Mr. Leary offered for adoption the following resolution, to wit:

Resolved, That both branches of the General Assembly will meet this afternoon at 2 o'clock, in the Hall of the House of Representatives to elect a Municipal Judge for the City of Chicago,

Which was read and concurred in.

Ordered, That the Clerk inform the Senate thereof.

Message from the Senate by Mr. Thomas, their Secretary.

Mr. SPEAKER:

The Senate have concurred with the House of Representatives in the passage of the bill, entitled

"An act fixing the terms of the Courts of the 1st, 5th, 6th, and 7th Judicial Circuits, as amended by them.

They also amend the title, by striking out the 5th,

And ask the concurrence of the House of Representatives in said amendments to the bill and title.

They have passed a bill, entitled

"An act to incorporate the Gallatin Academy,"

And ask the concurrence of the House of Representatives therein. And then he withdrew.

Message from the Council of Revision by Mr. Owings, their Secretary.

MR. SPEAKER:—The bill, entitled

"An act supplementary to an act, to incorporate the City of Chicago;"

Has been approved by the Council of Revision.

And then he withdrew.

Mr. Logan, from the select committee to which was referred the bill, entitled

"An act permanently establishing the northern boundary of Union county,"

Reported a substitute,

Which was read.

The question was then taken on concurring in the report of the select committee.

And decided in the negative, by yeas and nays, upon the

call of Messrs. McMurtry and Walker of Morgan, as follows:

In the affirmative,

Messrs. Ball, Craig, Dawson, Dement, Dougherty, Elkin, Lincoln, McCormick, Murphy of Vermilion, Naper, and Wilson—11.

In the negative,

Messrs. Aldrich, Carpenter, Cloud, Courtright, Cullom, Davidson, Diarman, Dollins, Douglass, Dubois, English, Galbreath, Green of Clay, Hankins, Happy, Hardin, Harris, Hinshaw, Hunt, Lagow, Logan, McMurtry, Madden, Moore of St. Clair, Morton, Odam, Oneille, Pace, Paullen, Rawalt, Richardson, Shields, Smith of Wabash, Stuart, Stuntz, Turley, Turney, Voris, Walker of Cook, Walker of Morgan, Webb, and Witt—42.

On motion of Mr. Logan,

The bill was laid on the table, until the 4th day of July next.

The amendment of the Senate to the bill from the House of Reprcsentatives, entitled

"An act to re-locate a State road therein named,"

Was read and concurred in.

Ordered, That the Clerk inform the Senate thereof.

The amendments of the Senate to the bill from the House, entitled

"An act fixing the terms of the Corrts of the 5th, 6th, and 7th Circuits,"

Were read and concurred in, as also the amendment of the Senate to the title thereof.

The bill from the Senate, entitled

"An act to incorporate the Gallatin Academy,"

Was twice read.

Mr. Morton moved to refer it to the committee on Corporations,

Which was not agreed to.

The question was then put,

Shall the bill be ordered to a third reading?

And decided in the negative.

Ordered, that the Clerk inform the Senate thereof.

A message from the Council of Revision, by Mr. Owings, their Secretary:

Mr. Speaker:—

Bills of the following titles, to wit:

"An act to authorize John W. Sullivan and George Green to build a toll bridge across the Little Wabash river,"

"An act authorizing Robert Toller, William Farmer and Hugh McDonald to build a toll bridge across the Little Wabash river,"

"An act to amend the several acts in relation to common schools,"

"An act supplemental to an act, entitled an act to erect certain bridges, approved January 22, 1831,"

'An act to incorporate the Lacon Manufacturing Company,'

"Aa act to repeal an act, entitled an act to relocate so much of the Vincennes and Chicago road, in Clark county, as lies north of the south line of the county, to Darwin, in said county of Clark, passed January 14, 1836, and for other purposes,"

'An act to locate a state road from Vandalia to Springfiel,"

"An act to incorporate the Jacksonville Hotel Company"

"An act to incorporate the Quincy Academy,"

Have been approved by the Council of Revision.

And then he withdrew.

On motion of Mr. Leary,

The vote taken on ordering the bill to a third reading, entitled

"An act to incorporate the Gallatin Academy,"

Was reconsidered, and

On motion of Mr. Dawson,

The bill was referred to a select committee.

Ordered, that Messrs. Dawson, McClernand, and Hardin be that committee.

The bills from the Senate, entitled

"An act to amend an act incorporating the Beardstown and Sangamon Canal Company,"

Was read the third time.

Mr. Douglass moved to amend the bill by adding an additional section, to wit:

"Whenever said company shall subscribe and secure the payment of two hundred thousand dollars of the capital stock according to the provisions of an act to incorporate the Beardstown and Sangamon Canal Company, approved December 28, 1835; it shall be, and is hereby made the duty of the Governor of this State, to subscribe, on the behalf of the State, to said company one hundred thousand dollars, and to cause the same to be paid to said company at such time, and in such instalments as the individual stockholders shall pay in their respective portions of stock, and the State shall be entitled to a

number of directors in the board of said company, in proportion to the amount of stock, she may hold, to be elected in such a manner as the General Assembly may direct."

Which was not agreed to.

The bill then passed.

Ordered, That the title of the bill be as aforesaid, and that the clerk inform the Senate thereof.

On motion of Mr. Smith of Wabash,

The resolution going into the election of a Public Printer was taken up for consideration.

Mr. Smith of Wabash moved to stirke out all after the word "resolved," and insert the following:

"*By the General Assembly*, That the Governor be requested to insert in his proclamation required to be issued under the provisions of the act, entitled "An act to protect the Canal lands, &c." the names of the agents elected under the provisiens of said act.

Resolved further, That the Secretary of State shall be authorized and required to issue certificates of election to the said agents, under the great seal of State, which certificates shall be evidence of their appointment and authority to act under the said law in all courts of law and equity.

Which was agreed to.

The resolution was adopted as amended.

Ordered that the Clerk inform the Senate thereof.

Mr. Dawson, from the select committee, to which was referred the bill from the Senate, entitled

"An act to incorporate the Gallatin Academy,"

Reported the same back to the House with an amendmeut to the third section.

On motion of Mr. Webb,

The bill was amended by striking out the words 'or to loan any money at a higher rate of interest than that allowed by law.'

The amendment as amended was then concurred in.

Ordered to a third reading.

On motion of Mr. Webb,

The rule of the House was dispensed with, and said bill was now read the third time by its title, and passed.

Ordered, that the title of the bill be as aforesaid, that the Clerk inform the Senate thereof and ask their concurrence therein.

Mr. Dougherty, from the select committee, to which was referred the bill, entitled

"An act for the construction of the Illinois Central Rail-road,"

Reported the same back without amendment.

On motion of Mr. Dougherty,

The bill was laid on the table.

Message from the Senase by Mr. Browning, Senator.

Mr. Speaker:—The Senate have concurred with the House of Representatives in the resolution from the House of Representatives, fixing this day, at two o'clock, for the election of Municipal Judge of the city of Chicago, as amended by them.

They amend by adding, "also a president and directors of the old State Bank of Illinois."

And then he withdrew.

The amendment of the Senate to the foregoing resolution was read and concurred in.

On motion,

The House adjourned until 2 o'clock, P. M.

2 o'clock, P. M.

House met pursuant to adjournment.

Mr. Moore of St. Clair, from the committee of conference, appointed upon the disagreeing vote of the two Houses upon the bill, entitled

'An act to provide for the safe keeping of the public money.'

Report that they have had the same under consideration, and have agreed that the House recede from their amendments to the bill.

Which report was read and concurred in.

Mr. Madden from the committee on Enrolled Bills, reported as correctly enrolled, bills of the following titles, viz:

"An act in relation to the Public Printer."

"An act to incorporate the St. Clair Silk Company."

"An act to incorporate the Webster, Ottowa, and Kishwakey Rail-road Company."

"An act requiring Samuel Munday to pay over certain monies to the Fund Commissioners."

"An act to incorporate the Beardstown and Springfield Rail-road Company;"

"An act to incorporate the Shelby steam mill company."

"An act to locate a state road from Hardey Foster's, in Marion county, to Shelbyville, in Shelby county."

"An act to incorporate the Rector steam mill company, in Hamilton county."

"An act to amend an act, entitled an act for the organization and government of the militia of this State, approved March 2, 1833."

"An act to incorporate the Cairo City and Canal company."

"An act to review and relocate a part of the state road leading from Frankfort to Jonesboro."

"An act to relocate the state roads therein named."

"An act to authorize James Day to build a toll bridge across the Illinois river,"

"An act to incorporate the Chicago and Michigan Rail-road Company."

"An act relating to the improvement of the navigation of the Saline river, and for the purpose of preserving the same."

"An act to incorporate the towns of Greenfield and White Hall, in Green county."

"An act fixing the terms of the courts of the first, sixth, and seventh circuits."

"An act to increase the capital stock of certain banks, and to provide means to pay the interest of a loan, authorized by an act, entitled an act to establish and maintain a general system of internal improvements."

Mr. Madden afterwards reported that they had this day laid before the Council of Revision the above mentioned bills.

Message from the Senate by Mr. Thomas, their Secretary.

MR. SPEAKER:

They have concurred with the House of Representatives in their amendments to bills of the following titles, to wit:

"An act making certain appropriations to the counties of Coles and Jasper, to build certain bridges therein named, and for other purposes," and

"An act to incorporate the town of Carlinville."

They have also concurred in the amendments of the House of Representatives to the title of the first above mentioned bill.

They have concurred with the House of Representatives in the passage of the bill entitled

"An act to establish the county seat of Mercer county."

In pursuance of the request of the House of Representa-

tives they have appointed Messrs. Thomas and Edwards a committee of conference on the disagreeing votes of the two Houses on the bill from the Senate for

"An act to provide for the safe keeping and security of the public money,"

They have concurred with the House of Representatives in the passage of the bill entitled

"An act making appropriations for the years 1837 and 1838,"

As amended by them, and ask the concurrence of the House of Representatives in their amendments.

And then he withdrew.

In compliance with a resolution of both branches of the General Assemby, the two Houses met in the Hall of the House of Representatives to go into the election of a municipal Judge for the City of Chicago, and one President and six directors for the old State Bank.

The two Houses proceeded to elect a Judge for Chicago.

Mr. Browning of the Senate and Mr. Lincoln of the House of Representatives were appointed tellers,

And on the votes being counted it appeared that

Thomas Ford had 86 votes,

Scattering 3,

Thomas Ford having received a majority of all the votes given, was declared duly elected municipal judge of the city of Chicago, by the Speaker of the House of Representatives.

The two Houses then proceeded to the election of President and Directors of the old State Bank, and

On the vote being taken it appeared that E. C. Berry had 68 votes for President.

That being a majority of all the votes given, he was declared duly elected President of the old State Bank by the Speaker of the House of Representatives.

James Black, Robert Blackwell, John Dement, Robert K. McLaughlin, Joseph T. Eccles and Henry Smith, had 68 votes, and were declared duly elected directors by the Speaker.

Scattering 10.

The Senate, preceded by their Speaker, withdrew from the hall of the House of Representatives, and

On motion the House adjourned for ten minutes.

House met pursuant to adjournment.

Mr. Speaker laid before the House the following communication from the Governor, viz:

EXECUTIVE DEPARTMENT, Illinois,
4th March, 1837.

To the Hon. the Speaker of the House of Representatives:

Sir:—The Hon. Thomas Ford having resigned the office of Judge of the circuit court of the 6th judicial circuit, has created a vacancy to be filled by the General Assembly.

With great respect,
Your ob'nt servant,
JOSEPH DUNCAN.

Which was read, and

On motion of Mr. Leary,

Laid on the the table.

Message from the Senate by Mr. Flood, their engroossing and enrolling clerk.

Mr. SPEAKER:

The Senate have adopted the following resolution, viz:

Resolved, by the Senate, the House of Representatives concurring herein, that the two Houses meet in the Hall of the House of Representatives this evening at half past 6 o'clock, for the purpose of electing a Judge for the 6th judicial circuit; in the adoption of which they ask the concurrence of the House of Representatives. And then he withdrew.

The amendments of the Senate to the bill from the House of Representatives entitled

"An act making appropriations for the years 1837, and '38."

Were read.

Mr. Dement moved to strike out the words "and the Treasurer of the board shall be allowed the same whilst performing the duties of acting commissioner," which was agreed to.

On motion of Mr. Smith of Wabash,

The bill was amended by adding the following to wit:

"For the time actually and bona fide engaged in the discharge of their respective duties."

Mr. Walker of Morgan, moved to strike out so much as relates to the assistant sergeant at arms of the Senate.

Which was not agreed to.

Mr. Richardson moved the previous question,

Which was agreed to.

The question was then taken on concurring in the amendments of the Senate as amended, and decided in the affirmative by yeas and nays, upon the call of Messrs. Carpenter and Turney, as follows, to wit:

In the affirmative.

Messrs. Aldrich, Charles, Craig, Dawson, Dougherty, Dubois, Dunbar, Edmondston, Edwards, Elkin, English, Galbreath, Green of St. Clair, Hankins, Hunt, Leary, Lincoln, Logan, Lyons, McCormick, Minshall, Moore of McLean, Naper, Odam, Paullen, Richardson, Shields, Smith of Wabash, Stone, Stuart, Stuntz, Turley, Voris, Walker of Cook, Wilson, and Witt—36.

In the negative,

Messrs. Ball, Carpenter, Cloud, Courtright, Crain, Davidson, Dement, Diarman Dollens, Douglass, French, Happy, Hardin, Harris, Hinshaw, McMurtry, Marrs, Moore of St. Clair, Morton, Murphy of Vermillion, O'Neille, Pace, Rawalt, Turney, Walker of Morgan, and Wood,—26.

Ordered, that the clerk inform the Senate thereof.

The resolution from the Senate fixing this evening at half past 6 o'clock, to go into the election of a Judge for the 6th judicial circuit, was read and concurred in.

Ordered, That the clerk inform the Senate thereof.

Message from the Senate by Mr. Thomas their Secretary.

Mr. Speaker:—

The Senate have passed a bill entitled an act concerning the surplus revenue, and ask the concurrence of the House of Representatives therein.

They have concurred with the House of Representatives in the passage of bills, entitled

"An act for the benefit of Wayne county, and

"An act relating to a State road in Tazewell county.

They have concurred with the House of Representatives in the adoption of the resolution in relation to the agents elected under the provisions of the act entitled

"An act to protect the canal lands against trespassers."

They have concurred with the House of Representatives in their amendment to the bill from the Senate, entitled

"An act to incorporate the Gallatin Academy."

And then he withdrew.

The bill from the Senate, entitled

"An act concerning the surplus revenue,"

Was read the third time and passed,

Ordered that the title of the bill be as aforesaid, and that the clerk inform the Senate thereof.

Mr. Hardin moved to re-consider the vote just taken on the resolution from the Senate, fixing this evening at half past six o'clock to go into the election of a Judge for the 6th Judicial circuit;

Which was agreed to.

Mr. Hardin moved to strike out "half past 6," and insert "half past 3 P. M."

Which was agreed to.

The resolution as amended was adopted.

Ordered, That the clerk inform the Senate thereof.

Message from the Senate by Mr. Thomas, their Secretary.

Mr. Speaker:—The Senate have concurred with the House of Representatives, in their amendments to the amendments of the House of Representatives, to the bill from the House of Representatives, entitled

"An act making appropriations for the years 1837 and 1838."

And then he withdrew.

Mr. Smith of Wabash, offered for adoption the following resolution, to wit:

"*Resolved by the House of Representatives*, That the thanks of this House be tendered to the Honorable General James Semple, for the able and impartial manner in which he has discharged the arduous duties of Speaker of the House of Representatives during the present session; and that the House sincerely condole with him on account of the severe affliction which has withdrawn him from the chair and the House for the last days of the session;"

Which was read and carried unanimously.

Message from the Senate by Mr. Thomas, their Secretary.

Mr. Speaker:—

The Senate have concurred with the House of Representatives in their amendments to the resolution from the Senate in relation to the election of Judge (this evening) in the 6th Judicial circuit;

And then he withdrew.

Message from the Senate by Mr. Thomas, their Secretary:

Mr. Speaker:—

The Senate refuse to concur with House of Representatives in their amendment to a resolution on the subject of printing the Laws, &c., and have concurred in the amendment to the third resolution;

And he withdrew.

The question was then taken on receding from their amendments to the 1st Resolution, in relation to printing the laws,

And decided in the affirmative.

Ordered, That the clerk inform the Senate thereof.

On motion,

The House adjourned for 15 minutes.

House met pursuant to adjournment.

Mr. Madden from the committee on enrolled bills,

Reported as correctly enrolled, bills of the following titles, to wit:

"An act to incorporate the Illinois Manufacturing Company,"

"An act supplemental to the act incorporating the Kaskaskia Bridge Company;"

"An act to incorporate the Carrollton steam mill manufacturing company;"

"An act supplemental to an act entitled an act to protect the canal lands against trespassers;"

"An act to amend an act incorporating the Beardstown and Sangamon Canal Company;"

"An act to authorise John Donavan to build a bridge across Salt creek;"

"An act to create counties therein named.

Mr. Madden afterwards reported that they had this day laid the above mentioned bills before the Council of Revision.

In compliance with a Resolution of this day, the two Houses met in the hall of the House of Representatives to elect a Judge for the 6th Judicial circuit.

Mr. Thomas of the Senate, and Mr. Shields of the House of Representatives were appointed Tellers; and

On the vote being taken,

It appeared that

Dan Stone had 80 votes,

Scattering - 10 "

Mr. Stone having received a majority of all the votes given, was declared by the Speaker of the House of Representatives duly elected Judge of the 6th Judicial circuit.

The Senate then, preceded by their Speaker withdrew from the Hall of the House of Representatives.

On motion,

The House adjourned until 7 o'clock, P. M.

7 o'clock P. M.

House met pursuant to adjournment.

Message from the Senate by Mr. Flood, Engrossing Clerk.

Mr. Speaker:—

The Senate have concurred with the House of Represen-

tatives in the adoption of the resolution fixing 8 o'clock A. M. as the hour on which the two Houses will adjourn *sine die*, on Monday the 6th inst.

They have adopted the following resolution viz:

Resolved by the Senate, (the House of Representatives concurring herein,) That a joint select committee be appointed to wait on the Governor, and inform him that the two Houses are about to adjourn, and to enquire of him whether he has any further communication to make to them, and have appointed Messrs. Thomas, Wight, Whiteside of Monroe, and Maxwell the committee on their part; in the adoption of which resolution they ask the concurrence of the House of Representatives.

And then he withdrew.

The resolution from the Senate to appoint a committee to wait on the Governor &c.

Was read and concurred in.

Ordered, That Messrs. Hardin, McClernand, Wilson Moore of St. Clair, and Craig be the committee on the part of the House.

And that the Clerk inform the Senate thereof.

Message from the Council of Revision by Mr. Owings, their Secretary.

Mr. Speaker:—

The bills entitled,

"An act relating to a State road in Tazewell county."

"An act to establish the county seat of Mercer."

"An act for the benefit of Wayne county."

"An act to increase the capital stock of certain banks, and provide means to pay the interest on a loan authorized by an act entitled an act to establish and maintain a general system of Internal Improvements."

"An act fixing the times of holding the courts in the 1st, 6th, and 7th circuits."

"An act to review and relocate part of the State road leading from Frankfort to Jonesboro."

"An act to relocate State roads therein named."

"An act to incorporate the Illinois manufacturing company," have been approved by the Council.

And then he withdrew.

Mr. Madden from the committee on Enrolled bills, reported as correctly enrolled, bills of the following to wit:

"An act for the benefit of Wayne county."

"An act to establish the county seat of Mercer county."

"An act relating to a State road in Tazewell county."
"An act making appropriations to the counties therein named."
"An act concerning appeals and writs of error."
"An act making appropriation for the years 1837 and 1838."
"An act to incorporate the Grafton Academy."
"An act to incorporate the town of Carlinville."
"An act concerning the surplus revenue."

Mr. Madden afterwards reported that they had this day laid before the council of revision the above mentioned bills.

Mr. Hardin from the joint select committee appointed to wait on the Governor &c., reported that they have performed the duty assigned them, and that they were informed by the Governor that he has no further communication to make; and

On motion of Mr. Hardin,

The House adjourned until 7 o'clock Monday morning next.

MONDAY, March 6th, 1837.

House met pursuant to adjournment.

Mr. Speaker laid before the House the following communication, to wit:

VANDALIA, March 6th, 1837.

To the Honoroble the Speaker of the House of Representatives:

SIR:—I hereby resign my seat in the House of Representatives, as the Representative from the county of Edgar.

Your obedient Servant,
AUGUSTUS C. FRENCH.

Which was read, and

Laid on the table.

The hour fixed for the adjournment of both branches of the General Assembly having now arrived,

Mr. Webb moved that the House now adjourn *sine die*,

Which was agreed to.

DAVID PRICKETT,
Clerk of the House of Representatives.